

PROCEEDINGS

OF THE

COMMON COUNCIL

OF THE

CITY OF ROCHESTER,

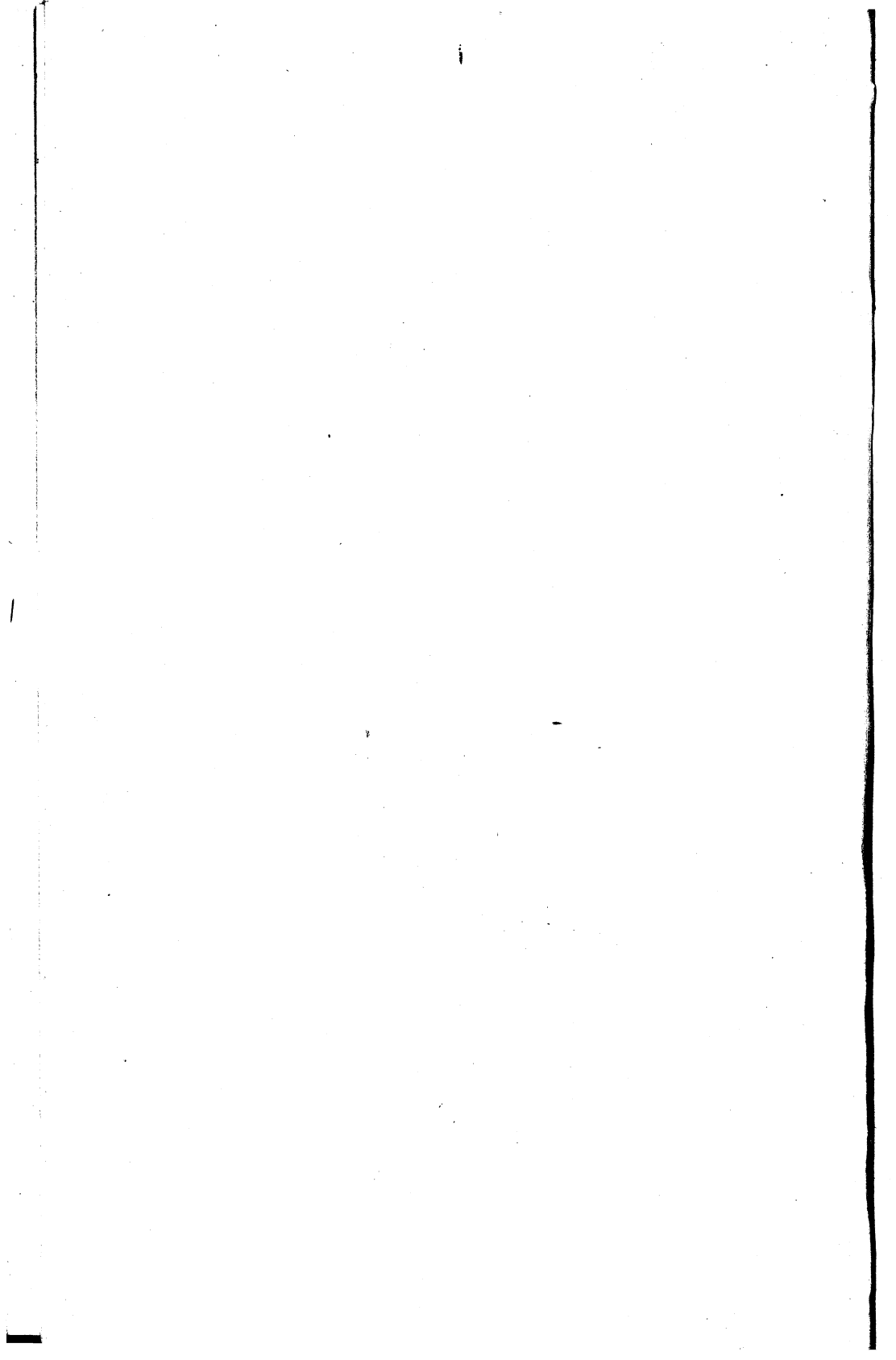
FOR 1880-81.



ROCHESTER, N. Y.

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

1880.



Chas. L. Raymond

IN COMMON COUNCIL.

FOR 1880-81.

In Common Council, April 5, 1880.

CHARTER MEETING.

Present—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The Clerk called the Board to order, when Ald. Hart moved that Ald. Mandeville act as temporary Chairman.

Ald. Mandeville moved as an amendment that Ald. Hart act. The amendment and the original motion, as amended, was adopted.

Ald. Tracy moved that the Board adjourn until Tuesday evening at 7½ o'clock.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Fee, Chambers, Mandeville, Felsing, Edelman, Kelly, Hart—9.

Nays—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—7.

The Board then adjourned.

EDWARD ANGEVINE, City Clerk.

In Common Council, April 6th, 1880.

REGULAR MEETING.

Present—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Hart, presiding.

Ald. Mandeville moved to vote for City Clerk.

Ald. Hebing moved as an amendment to vote for President of the Board.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Hart—15.

Nays—Ald. Mandeville—1.

Ald. Hebing nominated Ald. Westbury.

Ald. Edelman nominated Ald. Hart.

Ald. Westbury was voted for by Fitz Simons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—9.

Ald. Hart was voted for by Ald. Tracy, Fee, Chambers, Felsing, Edelman, Kelly, Hart—7.

Ald. Westbury was declared elected permanent President.

Ald. Westbury then took the chair.

His Honor the Mayor, appeared and read his Annual Message.

[The Message has already been published.]

Ordered received, filed and published.

Ald. Hart moved that the board proceed to vote for City Clerk. Adopted.

Lucius M. Mandeville was named by Ald. Fitz Simons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens Weaver—9.

John T. Tracy was named by Ald. Tracy, Fee, Chambers, Felsing, Edelman, Kelly, Hart—7.

Lucius M. Mandeville was declared elected City Clerk.

Ald. Hebing moved to ballot or Messenger. Adopted.

Frank J. Irwin was named by all of the Aldermen, and was elected Messenger.

Ald. Hart moved to vote for City Surveyor. Adopted.

Oscar H. Peacock was named by Ald. Fitz Simons, Westbury, L. M. Otis, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly—11.

Emil Keuchling was named by Ald. Tracy, Fee, Hebing, Felsing, Hart—5.

Oscar H. Peacock was declared elected City Surveyor.

Ald. Otis moved to vote for Overseer of the Poor. Adopted.

Porter W. Taylor was named by Ald. Fitz Simons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—9.

Joseph Schutte was named by Ald. Tracy, Fee, Chambers, Felsing, Edelman, Kelly, Hart—7.

Porter W. Taylor was declared elected.

Ald. Hebing moved to vote for Sealer of Weights and Measures. Adopted.

Philip Schaad was named by Ald. Fitz Simons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver—10.

Wm. Fuller was named by Ald. Tracy, Fee, Chambers, Felsing, Kelly, Hart—6.

Phillip Schaad was declared elected Sealer of Weights and Measures.

Ald. Hart moved to ballot for City Physician for the east side of the river.

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

Lost by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury, Fee, Chambers, Mandeville, Wickens, Weaver—8.

Nays—Ald. L. M. Otis, Hebing, Ira L. Otis, Walbridge, Felsing, Edelman, Kelly, Hart—8.

The motion of Ald. Hart was then adopted.

FIRST BALLOT.

Dr. Kempe	received.....	9 votes
Dr. Spencer	..	3 votes
Dr. Nusslin	..	3 votes
Dr. Daily	..	1 vote

Dr. Kempe was declared elected.

SECOND BALLOT.

Dr. Weigle	received.....	9 votes
Dr. Nusslin	..	1 vote
Dr. Daily	..	3 votes
Dr. Mandeville	..	2 votes
Dr. Spencer	..	1 vote

Dr. Weigle was declared elected.

THIRD BALLOT.

Dr. Spencer	received.....	13 votes
Dr. Nusslin	..	1 vote
Dr. Daily	..	1 vote

Dr. Spencer was declared elected.

Ald. Hebing moved to ballot for three physicians for the West Side of the river, one at a time. Adopted.

FIRST BALLOT.

Dr. Schmitt received.....18 votes
 Dr. Mandeville 1 vote
 Dr. Schmitt was declared elected.

SECOND BALLOT.

Dr. Rockwell received..... 9 votes
 Dr. Burke 7 votes
 Dr. Rockwell was declared elected.

THIRD BALLOT.

Dr. O'Hare received.....15 votes
 Dr. Burke 1 vote
 Dr. O'Hare was declared elected.

Ald. Hart moved that a committee of three be appointed on salaries. Adopted.

Ald. Tracy presented a petition for the opening of a street, forty feet in width, north of J. W. Martin & Bros. lot, running west from State street to Fitzhugh street. Referred to Committee on Opening and Alteration of Streets.

By Ald. Tracy—

Resolved, That the ROCHESTER DAILY UNION AND ADVERTISER be and hereby is selected as the one daily newspaper contemplated by section 46 of the charter, to publish the proceedings, resolutions and ordinances of the Common Council and of the Executive Board, and all the notices, advertisements and proceedings of any of the officers of the city, and of all the committees of the Common Council, during the current fiscal year; and that the Mayor execute a contract on behalf of the city with the UNION AND ADVERTISER COMPANY for such service at an annual compensation of \$3,000.

Ald. Otis moved to refer to the Committee on Printing, when appointed.

Lost by the following vote :

Ayes—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—7.

Nays—Ald. Tracy, FitzSimons, Fee, Chambers, Mandeville, Felsing, Edelman, Kelly Hart—9.

The resolution of Ald. Tracy was then adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays—Ald. Ira L. Otis, Walbridge.

Ald. Hart moved that the Rochester Democrat and Chronicle be added at a sum not exceeding \$2,500. Adopted by the following vote :

Ayes—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Edelman, Weaver, Hart—9.

Nays—Ald. Tracy, Fitz Simons, Fee, Chambers, Mandeville, Felsing, Kelly—7.

Ald. Hebing moved that the Rochester Beobachter be added at the price of \$700. Lost by the following vote :

Ayes—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Wickens, Edelman, Weaver, Hart—8.

Nays—Ald. Tracy, Fitz Simons, Fee, Chambers, Walbridge, Mandeville, Felsing, Kelly—8.

Ald. Hebing moved that the Rochester Beobachter be added at the sum of \$750.

Ald. Hart moved that the Rochester Volksblatt be added at the same sum.

Ald. Hebing moved that the whole matter lie on the table until the next meeting. All ayes except Ald. Hart.

Ald. Otis moved to reconsider the vote contracting with the Democrat and Chronicle. Adopted; all ayes except Ald. Walbridge and Mandeville.

Ald. Hebing moved the appointment of a Committee on Printing.

Ald. Hebing presented the petition of George Masseth for remission of taxes. Referred to Assessment Committee.

By Ald. Weaver—Petition of George Klem to erect a wood building. Permission granted.

By Ald. Chambers—Petition of Anthony Lerch to remove a wood building; also a remonstrance. Referred to Wood Building Committee to report back to the Board at its next meeting.

By Ald. Kelly—

Whereas, All citizens and taxpayers of Rochester conversant with the facts connected with the sale and transfer to Henry A. Taylor of the Rochester and State Line Railway bonds, then owned by this city, concede:

First—That the primary consideration for such sale was the completion and equipment of said railroad, and that further, said transfer was made in view and by reason of the contract then existing between said Taylor and the railway company by which, as part of the consideration for completing and equipping said road, Taylor was to receive all the unissued capital stock of that company, amounting to about \$3,500,000 and that \$600,000 of the identical stock so to be issued to him was to be accepted by this city for the said bonds and coupons delivered to Taylor, upon the completion and equipment of the railroad.

Second—Whereas, A very large majority of the citizens and taxpayers of this city believe that the commencement of the city suits, now pending against the railway company, Mr. Vanderbilt and others have been the cause, to a great extent, of the litigation, the financial and other difficulties now embarrassing the company and which have so seriously impaired the usefulness of the road to this city; and

Whereas, It has come to the knowledge of the taxpayers of this city that prior to the commencement of said suits, arrangements were nearly perfected where by the payment of the interest falling due January 1st, 1880, on the first mortgage bonds of said rail road was provided for, and the entire control of said road was to have been assumed by the management of the New York Central and Hudson River Railroad Company and direct connections made with increased facilities for its freight and passenger business, virtually becoming a part of the New York Central and Hudson River Railroad system of railways; and

Whereas, In view of the litigations now pending against the company unconnected with the suits referred to, it is certain the city suits against the railway company will not result to the financial advantage of the city and while pending and undetermined seriously affects other material railway and business interests of this city and prevents the transfer by the contractor to the bonded towns; the stock to which they are entitled, thereby causing, as citizens of the town believe, great loss to them, injuriously affecting them in various ways and creating great dissatisfaction among the taxpayers of said towns; and

Whereas, This city holds the bond of Henry A. Taylor with Isaac S. Waterman and Thomas Leighton as sureties in the sum of \$200,000, fixed and liquidated damages relating to the completion of said road, of the legality and sufficiency of which there is no doubt, and the further agreement of said parties that \$600,000 of the full paid-up stock of said railway company shall be delivered to this city; therefore

Resolved, That the City Attorney be and he is hereby authorized and directed to discontinue both of said suits.

Resolved, That the City Attorney be requested to report to this Board at its next meeting what steps, if any, have been taken to effect a settlement with Henry A. Taylor and his sureties on his bond of \$200,000, held by this city, and what steps, if any, have been taken to enforce the agreement of H. A. Taylor, Isaac S. Waterman and Thomas Leighton for the delivery, according to their agreement, of \$600,000 of full paid-up stock to this city.

Ald. Otis moved that it be referred to the Special Committee on State Line Railroad.

Ald. FitzSimons moved to refer to the Law Committee.

Lost by the following vote :

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Walbridge, Wickens, Weaver—7.
Nays—Ald. Tracy, Fee, Chambers, Mandeville, Felsing, Edelman, Kelly, Hart—8.

Ald. Kelly moved that the resolution lie on the table until the next meeting. Adopted.

Ald. Tracy moved that the old committees act until the new ones are appointed. Adopted.

By Ald. Hart—Resolved, That Jacob Schlegler be granted a market license for No. 376 St. Joseph street on his paying into the city treasury the sum of one dollar. Adopted.

On motion of Ald. Hart the Board then adjourned.
EDWARD ANGEVINE,
City Clerk.

THE MAYOR'S ANNUAL ADDRESS.

MAYOR'S OFFICE,
ROCHESTER, April 6, 1880.

To the Honorable Common Council of the City of Rochester:

Among the many duties devolved upon the mayor by the city charter, is the one "To recommend to the common council such measures as he shall deem expedient." This means that during his official term, he shall from time to time make such suggestions as may occur to him, and circumstances seem to require. The beginning of the municipal year in April has always been selected by the chief executive as a suitable time to present to the board a communication, setting forth the condition of affairs, accompanied by recommendations; and following what properly might be termed a time honored custom, I now present for your consideration my

FIFTH ANNUAL MESSAGE.

In taking up the condition of the several departments of our city government, none would seem to demand more careful attention than that which pertains to the cause of

EDUCATION,

which, of itself, as it relates to all classes, is a commendable feature in the policy of this country. The tone imparted by the first colonists of New England (many of them having been superior scholars) and the principle inculcated by them, viz: That the education of the community should be carried on at the public expense has not and probably never will be abolished. There is no question but what the character of a greater portion of our people has and will for all time to come be formed in the public schools. Under the law and the constitution as well, the poor are assured that their children shall be educated. The rich are also promised that they shall dwell in a commonwealth where unlimited education shall render the foundations of society safe, and upon which the whole superstructure of our government rests. We, then, as guardians of the public good, entrusted, as we have been, by the people with the care and responsibilities of official station, cannot guard too carefully this great public trust.

The expenses for the current year, as audited by the board of education, are as follows:

Teachers' wages, including those at the Rochester free academy.....	\$119,038 87
Superintendent's salary.....	1,800 00
Assistant librarian's salary.....	600 00
Messenger's salary.....	300 00
School policeman's salary.....	799 92
Salary of janitors.....	7,731 50
Expenditures of supply committee.....	4,916 15
Expenditures of fuel committee.....	6,647 69
Disbursements of building committee for buildings and repairs.....	20,224 38
Library (library fund).....	840 26
Free academy committee (contingent fund).....	1,666 23
Printing committee.....	2,240 41
Books for indigent pupils.....	564 95
Total.....	\$167,370 36

The total number of teachers employed during the year in the public schools and Rochester free academy, and including those at the orphan asylums, whose wages are paid by the city, is two hundred and fifty-one, being an excess of twelve over the total number employed a year ago.

The attendance of pupils during the past three months has been reduced nearly one-quarter by the prevalence of contagious diseases, not, however, of a dangerous character, with the exception of a limited number of cases of scarlet fever and diphtheria.

The increase in the amount of money paid for teachers' salaries over that of last year (caused by the additional number of teachers employed) notwithstanding a saving of between three or four thousand dollars in reduction of wages, shows the apparent necessity of a larger appropriation to meet the demand caused by the constantly increasing number of scholars. On two recent occasions the board of education has asked of the common council their recommendation of the passage of an act amending the charter permitting an increase in the repair fund of said board from \$5,000 (the present limit) to \$10,000, whenever the necessities of the school buildings shall require this additional expenditure. As the sum of \$5,000 was the amount originally designated now many years ago, and when the buildings were very materially less in number, the request would not by any means seem out of place or unreasonable. I would suggest your compliance with the same, the additional amount to be voted whenever in the discretion of the common council the emergencies of the case may seem to demand.

WATER WORKS AND FIRE DEPARTMENT.

The water works have been kept in excellent condition during the past year, and the mains have been so extended that most of the valuable city property receives the benefit of fire protection from the hydrants. To this fact and to the very excellent organization and management of our fire department is due the remarkably small loss from fire during the year ending December 31st, 1879, amounting to only \$42,500.

The common council appropriated for water pipe extensions the past year the sum of \$35,000. The amount of pipe laid by the water works and fire board with this sum,

under the direction of the council was 8 and 899-1000 miles, with forty-nine stop valves and seventy-two fire hydrants.

The total pipe mains now laid in the city streets is 104 356-1000 miles with 1,089 stop valves and 898 fire hydrants.

Between April 1st, 1879, and April 1st, 1880, there have been inserted 1,477 new service taps, and in many of these cases one tap supplies several houses, the service being divided at the curb with a separate curb box for each.

The daily consumption of water from the Hemlock supply alone is now about 4,000, - 000 gallons an amount regarded a few years ago by many of our citizens as a sufficient supply for the city for all time. In view of the above daily consumption now, it must be a source of gratification to our citizens that the capacity of our Hemlock lake conduit is at least 9,000,000 gallons per day.

The cash revenue from the works the present year, I am informed, will reach about \$80, - 000, to which should be added for city uses \$50,000, making a total revenue of about \$130,000.

The suit of Hiram P. Smith and others (millers on Honeoye creek) against the city, to which I called your attention in my last message, has been decided by Judge Rumsey in favor of the city and the plaintiffs have appealed to the general term.

In the case of the city of Rochester against the town of Rush to recover taxes assessed against Rush reservoir and paid by the city under protest, the court of appeals has decided that the property is not taxable.

The legislature of this state in the act granting to the city of Rochester the right to use the water of Hemlock lake, provided that the city might draw down the surface of the same eight feet, which would provide a daily supply to the city for the year of over 13,000, - 000 gallons even if no water came into the lake from rain, snow or springs during that time, a supply more than fifty per cent. in excess of what our water works conduit can convey. This statement alone should satisfy our citizens that the supply to be obtained from Hemlock lake so far as the city's need is concerned is practically inexhaustable, but it is introduced here as preliminary to another statement and recommendation.

While the city has the permission of the legislature to draw down the lake eight feet, yet as a matter of fact it is at present unable to draw it lower than about three feet, in consequence of the intervention of the Hop pough mill pond just below the foot of the lake. The dam of this mill maintains the surface of the water in the mill pond to such a height that but about three feet can be drawn from the surface of the lake as above stated. The fact that this dam would have to be lowered has always been understood by those in charge of the water works, and attention was called to the

fact in an early report of the water commissioners. The quantity of water used in this city has now become so great that it is a necessity that this dam should be lowered. The mill property is now owned by the estate of J. C. Ayer, of Lowell, Mass., and there are two ways in which the city may proceed to acquire the rights it desires in the property. The first would be to purchase the whole, and then sell off such rights in it as the city may not need. The other would be that the city should proceed to acquire only such rights as it may desire in the property, either by purchase or appraisal, under the provisions of act chapter 464, laws of 1877.

The rights required by the city would be the title to the lands adjacent to the foot of the lake, and the timber bulkhead thereon, and also the right to have the crest of the dam at Hemlock lake village cut down five feet.

I respectfully urge upon the common council the importance of commencing the proceedings for acquiring these rights immediately.

The total cost for the maintenance of the fire department for the year ending May 1st next, will probably aggregate \$41,000, and as is generally known, a radical change in its system and management has within the past few months been brought about. Its members, with the exception of the two volunteer hose companies and the "Protectives," are now permanently employed, and the department itself has become much more efficient, and is subject to better control. The steam fire engines, once in active use, have, by the rapid extension of the water mains, gone entirely out of commission. The thickly inhabited districts of the city are amply guarded against conflagration. The expense of this branch of the city government is reduced to the minimum, and under its skillful and intelligent management the suppression of fires in Rochester has become clearly a matter of science.

The valuation of fire department property is now about as when I submitted my last annual message, viz: \$60,000, and all apparatus is in the highest state of efficiency.

THE GENERAL HEALTH

of Rochester is fair. No epidemic except measles has prevailed, and the type of this disease is in the main mild, but few severe or complicated cases having been noted.

The winter just past has been an open one and many feared there would be more disease manifested in consequence, but an abundance of rain has fallen with a wholesome effect upon the condition of the city. Our climate is variable and many think wretched; yet it is not so very unhealthy as our death rate is comparatively low, while proper and needful sanitary measures rigidly enforced have the tendency to render it lower. Dr. Billings, an

English writer, in a recent article speaking of this country remarks:

The total annual loss of life in America, from causes well known to be preventable, is certainly over 100,000 annually. In addition to these unnecessary deaths, there are probably 150,000 persons constantly sick in the United States from causes which, we have good reason to think, are preventable; and we may accept, as a basis of calculation, that the productive efficiency of the average life in this country falls short of the normal amount by at least thirty per cent.

The editor of the British Medical Journal, publishing the foregoing, virtually says that Dr. Billings, in his calculation, has made full allowance for the opinion or doctrine that everything in nature is ordered for the best, and adds:

This is rather startling in a new country, where soil, air and water should be less liable to pollution than in the crowded countries of Europe, where material prosperity is much greater, and the wants of the poor more easily satisfied by labor.

The gentleman whose language I have quoted is a reputable man; and the journal referred to is a well known medical authority. In view of the fact that our constituents, numbering some 90,000 souls, and residents of a great city must have been considered to some extent in connection with this computation, ought not we as officials, to charge our minds at this time with the weight of responsibility attached to the positions we hold?

I can conceive of no branch of a municipal government, enjoined with greater or more important duties than the department of public health; and it would seem that it should be provided with ample means for a thorough and efficient prosecution of its work. We certainly need a fire department; and a brief experience has already taught us that one that is paid and well supplied with means for its service is the best and most economical, for by perfect organization and skillful work, fires are not only put out, but are actually prevented.

So it is with the health of a community; care should not only be taken during the prevalence of epidemics, but by constant systematic sanitation prevent those pernicious influences which develop victims (especially children) for their prey, and those diseases the germs of which lurk in the gutter, the garbage, the cess-pool, the food we eat, and the milk and water we drink.

One of the most noted physicians of Rochester but a few days ago informed me that a recent outbreak of small-pox in Paris was clearly attributable to the filthy condition of certain streets and alleys. But I do not mean to weary you with this subject, and now present the following statistics for our city which have been kindly furnished by the health department:

Marriages reported for the year ending April 1st, 1880.....	519
Births.....	1,678
Deaths.....	1,498

The latter item is made up as follows:

Accidents.....	40
Consumption.....	288
Diphtheria.....	65
Malarial fever.....	14
Scarlet fever.....	28
Typhoid fever.....	15
Still born and premature births.....	108
Old age.....	37
All other causes.....	953
Total.....	1,498

SUPPORT AND RELIEF OF THE POOR.

The reduction of expense (something more than \$10,000) in this department during the past year, is a most gratifying feature. While several reasons have contributed to this end it is plainly evident, that this branch of our municipal government has been judiciously managed. Charity is one of the noblest of Christian virtues; and this is even so, when practiced by a municipal corporation. It does not always consist, however, in the giving of alms, and there are doubtless many illustrations if they could be followed up, when it were a charity to refuse aid, although persistently asked for. The true theory is in being able to properly discriminate. In a large city this is a difficult matter, and with us has really become a very grave problem. Let us all hope that it may in due time be satisfactorily solved. As an interesting fact in connection with the subject, I present the following items of disbursements made from the poor fund during the past year.

Amount paid for meat, bread, flour, soap, candles and general groceries.....	\$18,336 77
Amount paid for shoes.....	2,217 50
Amount paid for coal.....	3,000 00
Amount paid for wood.....	204 37
Amount paid to charitable institutions.....	35,882 08
Salaries paid to overseer, clerks, etc.....	3,444 96
Salaries paid to excise commissioners and/or other expenses.....	2,626 79
Salaries paid to city physicians.....	3,000 29
Amount paid for transportation.....	377 41
Number of families who have been receiving help from poor store is.....	876
Number of persons sent to alms house, 260; and during the year burial orders have been issued for 79 adults and 59 children.	

THE ENGINEERING DEPARTMENT

of the city has, during the past twelve months, maintained its well-earned reputation for efficiency and good work. The following local improvements have been made during the year:

Length of vitrified pipe sewers, feet.....	2,558
Length of cement pipe sewers, feet.....	2,004
Total feet of sewers.....	4,562
The length of McAdam roadways built during the same period, is in round numbers 6,958 feet, and that of gravel, 515 feet.	
Expense of sewers built.....	\$ 4,349 50
Expense of street improvements constructed.....	54,408 19
Cost of new sidewalks laid.....	9,163 33
Cost of Allen street lift bridge.....	6,000 00
Total.....	\$73,921 02

POLICE.

The city of Rochester enjoys a reputation for an efficient police force, second to no other

city in the Union. In the government of the men, the commissioners constantly impress them with the importance of their positions, and the responsibilities connected therewith. By strict drill and discipline, the character and effectiveness of the force is easily maintained, while merit, qualification, and efficiency are always recognised. The following is the yearly statement of the transactions of the police department:

Number of persons arrested.....	2,988
Number of persons convicted of various offenses.....	1,585
Number of persons committed to the penitentiary.....	655
Number of persons committed to jail.....	677
Number of persons committed to the Western house of refuge, males, 44; females, 10.....	54
Number of persons examined and held to answer atoyer and terminator.....	244
Number of persons admitted to bail and bonds filed.....	158
Number of warrants issued.....	1,867
Number of records of conviction filed.....	1,585
Number of lodgers in the station house.....	1,061
Amount collected for fines, penalties and costs.....	\$7,932 03
Amount paid by county for service of police department.....	421 10
Amount of fines and penalties paid at the penitentiary for convictions from this court.....	907 00
Amount received from sale of unclaimed stolen property.....	33 50
Total amount collected.....	\$9,293 63

THE DEPARTMENT OF PUBLIC LAMPS.

Within the past year some very radical changes have been effected in our lamp department and street lighting system; and as the general public are tolerably well informed regarding what has been accomplished, very little remains to be said. One of the most gratifying results achieved, however, and which has commended itself to the entire community, is the lighting of the street lamps every night and all night. The amount of good developed by this policy can hardly be estimated. Life and property have been rendered safer, and our people, I am confident, would be quite unwilling to return again to the former order of things. There is nothing which taxpayers pay more cheerfully for than light, and no one thing they criticise more freely than the quantity and quality furnished. Criticisms, as we are all aware, have been frequent; and this is particularly true as regards the light produced from oil. How to remedy all the defects in street lamps is a vexed question, and in the absence of a proper solution, we may perhaps find some consolation in the language of Waller, viz:

Great are their faults, but glorious is their flame.

In my message of a year ago was embodied a table showing the valuation of real and personal property on which taxes are paid, and on estate exempt from taxation. This was received with so much favor that I now reproduce it, but in a somewhat amended form:

ASSESSED VALUATION OF REAL AND PERSONAL ESTATE FOR THE YEAR 1879.

Wards.	Real Estate.	Personal Estate.	Aggregate
First.....	\$6,091,875	\$947,140	\$7,039,015
Second.....	3,204,625	125,800	3,330,425
Third.....	3,125,000	118,000	3,243,000
Fourth.....	2,315,500	24,500	2,340,000
Fifth.....	3,862,750	196,000	4,058,750
Sixth.....	1,623,375	4,000	1,627,375
Seventh.....	2,372,875	10,000	2,382,875
Eighth.....	2,441,775	24,000	2,465,775
Ninth.....	2,601,200	28,000	2,629,200
Tenth.....	1,907,600	36,000	1,943,600
Eleventh.....	1,336,400	.....	1,336,400
Twelfth.....	1,580,975	22,000	1,602,975
Thirteenth.....	1,390,975	1,000	1,391,975
Fourteenth.....	1,550,100	.....	1,550,100
Fifteenth.....	625,475	5,000	630,475
Sixteenth.....	1,633,675	43,500	1,727,175
Total.....	\$37,717,175	\$1,584,940	\$39,302,115

ASSESSED VALUATION OF PROPERTY EXEMPT FROM TAXATION.

State of New York:			
Arsenal and weigh-lock.....	\$90,000		
House of Refuge.....	300,000		
Strips on feeder.....	2,000		
Vacant lot.....	200		
Vacant lot.....	500		
			\$392,700
County of Monroe:			
Court house.....	\$250,000		
Jail.....	15,000		
			265,000
City of Rochester:			
Public schools.....	\$340,900		
Front street building.....	50,500		
Engine houses.....	46,700		
Public parks.....	100,000		
Water works.....	750,000		
City hall.....	200,000		
Free academy.....	100,000		
Orphan asylum.....	75,000		
City hospital.....	125,000		
			1,788,100
Churches:			
Presbyterian.....	\$268,000		
Episcopalian.....	102,500		
Methodist.....	115,000		
Baptist.....	137,000		
Universalist.....	15,000		
Lutheran.....	82,000		
Unitarian.....	15,000		
Friends.....	14,500		
Academies, schools and asylums.....	374,000		
			1,123,000
Hebrew institutions:			
Synagogues.....	\$24,000		
			24,000
Catholic institutions:			
Churches.....	\$209,000		
Schools, academies and asylums, including 2 churches.....	291,000		
Hospitals.....	102,500		
			602,500
Miscellaneous:			
Thirty-three clergymen exempt at \$1,500 each.....	49,500		
			49,500
Grand total.....	\$4,244,800		

Total assessed valuation of real estate..... \$41,912,475

Among the matters of great public importance which have engrossed the attention of our citizens, from time to time during the year just closed, those pertaining to the Rochester and State Line railroad and the question of

ELEVATED TRACKS

are to be remembered. As regards the former, two suits are now in progress, and will undoubtedly be reached before any great length of time, and as the courts will decide upon the merits involved in each case it may be well for me to pass them by without further remark. It is quite likely however, that the matters of difference between the city of Rochester and the New York Central and Hudson River Railroad company may come before your board for adjustment. Our people are already familiar with the questions at issue, and I am therefore spared the necessity of an explanation of them at this time.

It is nearly fifty years since the construction of a railroad in this vicinity was contemplated, and but a short time elapsed before one actually went into operation. The same extended westerly from the village of Rochester and was known as the Tonawanda railroad, and before its connection with the Rochester and Auburn railroad (built a few years later,) had its terminus in Buffalo street, opposite the United States hotel, more recently known as the University building, and located near the canal in West Main street. The growing village was soon after incorporated as a city, and greater facilities for passenger travel and the shipment of freight were demanded. Not much progress was made however in this direction until some years later, when the project of uniting the two roads by a connecting link across and through the city was broached. Among the records of the common council of many years gone by and now on file in the city clerk's office is a document brief and interesting in connection with this subject, and of which the following is a copy. I will preface its publication at this time by saying, that it is a resolution adopted at a meeting of the board of directors of the Tonawanda railroad company, held May 11, 1842, and certified as correct by F. Whittlesey, the secretary of the organization:

Resolved, That the board do hereby designate as the route by which they would desire to connect the Tonawanda railroad with the Auburn and Rochester railroad is by a continuance of the Tonawanda railroad from its present termination in front of the United States hotel, down Buffalo street to Fitzhugh street, down Fitzhugh street to Ann street, down Ann street to State street, and down State street to the termination of the Auburn and Rochester railroad, and that the committee heretofore appointed on this subject communicate the desire of this company to the common council of the city of Rochester, and ask their assent thereto.

It is needless perhaps for me to say that the special committee of the common council to whom this monstrous proposition was then referred, reported adversely on granting the same; and should not we, their later day successors pause a moment now, and pay a silent tribute of respect to their memory?

It is evident that the differences between the company and the city's representatives at that

time continued, for some two years later the legislature was appealed to, and an act was passed appointing commissioners, who, under the law, determined the route and grade of the railroad track, which eventually united the two railroads by the construction of a track through the city and which is also the present line of travel known as the Buffalo branch. From time to time since then, many additional tracks have been laid. The present company need greater facilities for the transaction of their business, and our citizens and public safety demand permanent relief. What to do is the question with which you may have to deal. It has been discussed before, and must necessarily be again, and I am glad that so intelligent a board as the present one, are possibly to aid in an adjustment of the difficulty and which, I trust, may be satisfactory to all concerned.

MISCELLANEOUS.

The annual report of the different common council committees for the past year, already submitted, are so full and complete, that it would seem unnecessary for me to detain you longer. A reference to them will give any citizen a clear insight into our municipal affairs. The showing for the past twelve months is on the whole quite satisfactory. The bonded debt of the city is now \$5,440,686. - 13, and it is now nearly five years since any bonds have been issued; while on the other hand, during this period \$154,000 of bonded debt reduction, has been effected. Let us insist that this policy shall continue during our official life.

The amount of litigation which the city has now on hand, and the number of cases which she is constantly defending is a matter of great and growing importance; and I am sure we cannot be too careful as regards the matter of defense and adjustment to which our attention will during the year frequently be called. It is undoubtedly the fact that many suits are instituted with the belief that rather than meet the issue and expense, the common council will direct their settlement. This may have been in some instances the case during the past, and I only need remind you of the circumstance, that similar propositions shall receive your watchful care in the future. I cannot allow this opportunity to pass without taking occasion to endorse the sentiments of the law committee severally expressed and so justly complimentary to the present city attorney, A. G. Wheeler, Esq.

The board of excise commissioners have quietly transacted their business, and used excellent judgment in the discharge of their delicate and important duties. The amount of revenue which they will have collected for the year ending May 1st next, will be about \$20,000.

CONCLUSION.

This communication is more extended than I intended to have made it, but with a desire

to properly treat on certain matters its length could not very well be avoided. We have now fairly entered upon another year, and I shall be pleased at all times to co-operate with you in promoting every measure calculated to enhance the growth and prosperity of Rochester.

CORNELIUS R. PARSONS,
Mayor.

In Common Council, April 20, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Absent—Ald. Felsing—1.

The President announced the following committees:

On Printing—Ald. Hebing, Walbridge, Edelman.

On Salaries—Ald. Hart, L. M. Otis, Hebing.

The President presented the following address:

Gentlemen of the Common Council:

It seems fitting that on the occasion of this, our inaugural meeting, I should tender to you my sincere thanks for the honor you have conferred upon me in your selection of a presiding officer for the ensuing year. In accepting this position, I do so with a deep sensibility of the important trusts and the varied responsibilities attached to the new honors you have bestowed upon me. But while the maintenance of order and decorum in our proceedings devolves upon your president, I trust the other members of this board will remember that they also have a duty to perform, in sustaining every lawful and prudent measure which will tend towards the welfare of the city we represent. It is your duty, gentlemen, to agree upon and adopt, for your own government as a board, such rules and regulations as you may deem best and most advisable. But in so doing I trust that each alderman will carefully enlighten himself on all doubtful measures and seek a personal familiarity with the nice questions of parliamentary law, so that he may at all times be able to give me his intelligent co-operation. I have a natural distaste for conflicts of personal opinion. But as I entertain the conviction that a presiding officer should faithfully perform his duty, irrespective of personal or party considerations, it shall be my earnest endeavor to temper kindness and courtesy with firmness, justice and impartiality.

Gentlemen, I trust you clearly understand my position. It remains only for you to agree upon your rules of government as a board, and then to be governed strictly by those rules, rather than by the gavel of your president.

We have been elected to assume trusts and responsibilities, the faithful and enlightened use of which should be our first and only actuating motive. As members of the common council it will be our duty to consider and act exclusively upon matters pertaining to the public good. Long or hot debates upon matters of mere personal pique have no rightful claim upon our time or attention as public officers. In this respect there is but one course for us to pursue. We must be prompt and to the point as business men, no less in our official capacity than we would be in the transaction of our individual business affairs. In this connection I may add that as an alderman I am in favor of the appointment and employment of the very best men to transact the business in each department of our city government, and on the same grounds I believe that generous and adequate compensation should attach to each position

in which the requirements of the holder are ability, integrity and sound discretion. I have positive convictions in favor of properly caring for our destitute and helpless classes, and providing for the urgent needs of the widow and orphan. In this policy I trust that each of you, gentlemen, will agree with me. And I hope that on the other hand it shall be the firm determination of this board to utterly disparage every effort of impostors to fasten like leaches on our city treasury and filch a livelihood which they will not earn. In ameliorating the sufferings of the helpless and destitute we shall be able to benefit all classes in a degree only inferior to that whereby we may injure all if we aid the slothful and dishonest members of society.

And now, gentlemen, feeling the assurance that in every prudent measure I shall have your cordial support, in all the vicissitudes of the year upon which we have just entered as a common council, I will, with these few hints, leave our future course of action for you to shape and determine.

Ordered received, filed and published.

Ald. Hebing moved that the rules of the old board govern this board until new rules are adopted. Adopted.

Ald. FitzSimons moved that Cushing's Manual be used instead of Barclay's Digest for the parliamentary guide of this board. Adopted.

The minutes of the last meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. Tracy—Petition of Robert Riley for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. FitzSimons—Petition of Buffalo Steam Gauge Company for permission to erect a wood building. Referred to Wood Building Committee and Fire Marshal.

By Ald. Otis—Petitions of John Snow, P. V. Hawley and Caroline L. Loyd for permission to erect wood buildings, and moved that the prayer of the petitioners be granted. Adopted.

By Ald. Otis—Petition of S. Seaman for remission of tax. Referred to the Assessment Committee.

By Ald. Hebing—Petition of Carl Lomb for permission to erect a wood building. Referred to the Wood Building Committee and Fire Marshal.

By Ald. Hebing—Petition of Mrs. H. J. Eichman for cancellation of taxes. Referred to the Assessment Committee.

By Ald. Ira L. Otis—Petition of Chas. Jeffords for permission to erect a wood building. Referred to the Wood Building Committee and Fire Marshal.

By Ald. Ira L. Otis—Petition of A. S. Allen for permission to move a wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Chambers—Bills of

Leary & Co., refreshments.....	\$189 00
John H. Martindale, disbursements.....	29 90
J. R. Chamberlain, rubber bands.....	2 48
Bell Telephone Company, rent of telephone.....	20 00
C. E. Morris, stationary.....	11 05
Union and Advertiser, printing.....	10 10
E. A. Frost, recording.....	21 80
J. Corbin, serving notices.....	16 84
W. and L. E. Gurley, repairing level.....	15 60
Swinburn Bros., printing.....	11 75
E. McSweeney, cigars.....	8 25

Referred to Contingent Expense Committee.
By Ald. Chambers—Petition for plank walk on Clifton street. Referred to the Improvement Committee.

By Ald. Chambers—Petition of taxpayers to open a street in Park Place. Referred to the Committee on Opening and Alteration of Streets.

By Ald. Walbridge—Petition for plank walk on Spencer street. Referred to the Improvement Committee.

By Ald. Walbridge—Petition of taxpayers for the sprinkling of Lake avenue, between Ambrose street and Lyell avenue. Referred to the Improvement Committee

By Ald. Mandeville—Bills of

W. Waldert, hardware.....	\$1 10
J. R. Chamberlain, rubber packing.....	3 57
Samuel Moulson, soup.....	3 50
Henry Goetzman, ice.....	24 00
Parsons and Galligher, lettering signs.....	4 00
Wm. Connors, hardware.....	3 97
Geo. W. Aldridge, labor, &c.....	97 45

Referred to City Property Committee.

By Ald. Edelman—Petition of John Eckert and John Varvenberg to erect wood buildings, and moved that the prayer of the petitioners be granted. Adopted.

By Ald. Weaver—Petition for a plank walk on Grace street. Referred to the Improvement Committee.

By Ald. Weaver—Bills of

Citizens' Gas Company, rearranging lamps....	\$142 25
Gilbert Brady, paving.....	89 45

Referred to Special Committee on Rearranging Lamps.

By Ald. Kelly—Petition for plank walk in Campbell street. Referred to the Improvement Committee.

By Ald. Kelly—Petition for plank walk in Gates avenue. Referred to the Improvement Committee.

By Ald. Kelly—

To the Honorable Common Council of the City of Rochester:

The Rochester City and Brighton Railroad Company respectfully ask permission to lay a railway track on the east side of Childs street from Jay to Lyell street. Respectfully,

P. BARRY, Pres.,
C. B. WOODWORTH, Treas.

ROCHESTER, April 20, 1880.

Ald. Kelly moved that the prayer of the petitioners be granted. Adopted.

By Ald. Kelly—Petition for opening a street from the Scottsville road to the cemetery grounds. Referred to the Committee on Opening and Alteration of Streets.

By Ald. Hart—Petition for a plank walk on Miller street. Referred to the Improvement Committee.

By Ald. Hart—

REPORT OF POLICE CLERK FOR THE MONTH OF MARCH, 1880.

POLICE COMMISSIONERS' OFFICE, April 12, 1880.

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

GENTLEMEN—I respectfully present the following as my Report for the month of March, 1880:

March.	Crime.	Penalty.	Paid.
1—Peter Block	drunk	\$ 5	
Sarah McCabe	..	5	
Chas Burton	..	5	5
Edward Bushler	..	10	
Frances Westerman	assault	10	2
Joseph Connolly	..	25	
3—Henry E Kennison	..	10	5
John McGuire	drunk	10	
James McGill	assault	10	5
4—Patrick Boyle	drunk	5	2 50
John Henry	..	10	5
Samuel Milford	..	10	
Wm Atkin	..	10	
Thomas Fitzpatrick	..	10	10
5—Juo Carlton	assault	25	10
Chas Renner	drunk	10	

John Janeck	..	10	
Jane Stevens	..	5	
6—Mary Ritter	..	10	
Dennis Callihan	..	10	
Edward Horton	old fine	5	
8—John C Carpenter	drunk	10	
Frank Oberle	..	5	5
Patrick McMahon	..	10	
Henry Christy	..	5	2
John H McCoy	..	5	
Wm Shane	..	10	5
Thos Eagan	..	5	
John Stewart	..	5	
9—Chas Atkin	..	10	
10—Bridget McCann	..	5	
Cath O'Connors	..	10	
August Kudow	..	10	
Mary Dean	..	10	
Kittie Rogers	..	10	10
11—Henry Daytcn	..	5	
13—Wm. Wilson	..	10	
Wm. Johnson	..	5	
15—Ed Luckhurst	..	5	5
Anthony Emer	vio. ord.	5	5
John Yost	..	10	2
Jesse Austin	..	10	2
Marous Myers	..	10	2
Hanna Schwartz	old fine	75	
15—Geo. Belknap	assault	25	10
Mary Hess	drunk	5	5
Minnie Evans	..	5	
Sarah McCabe	..	10	
Ollie Osborne	..	5	
James Moore	..	5	
17—Frank Bentley	..	10	10
Mary Briggs	..	5	
Anthony White	..	10	
Chris Cullen	..	5	5
Jos Williams	..	10	
Mich Buckley	..	10	10
18—David Ryan	..	5	
John Button	..	5	5
19—Sarah Nixon	..	5	5
21—Thos Duffy	..	5	5
Barnev Ripsom	..	5	
Chas Robinson	..	5	5
Filza Coffy	..	10	
Cath Barry	..	10	
Ida Bell	..	10	
John Baker	..	5	
22—Philip Granberry	..	5	5
Chas Welland	assault	10	10
Perk Sampson	drunk	5	
James Lynch	..	10	
Wm Rooney	..	10	5
Matthew Ryan	..	5	5
Thos Flannigan	..	5	5
John M Smith	vio. ord.	5	5
23—Thos Flannigan	drunk	5	5
Park Hogan	..	5	
Terrance Kennedy	..	10	
Lewis Brown	assault	25	
24—Wm Hogan	drunk	10	5
Chas Kline	vio. ord.	10	
Alfred Rabott	assault	10	3
John H Davis	vio. ord.	5	5
25—Wm Johnson	drunk	5	
Geo F Tillotson	..	5	
John Connerty	..	5	5
26—Mary Laramay	..	10	
Gale Tucker	..	5	5
Jos Highoecker	..	5	5
sarah Smith	..	5	4
John Driscoll	assault	cost	1
27—John Kelly	drunk	5	
Wm Attridge	..	10	10
Chas Rogers	..	10	10
Wm Smith	..	10	5
C E Keyes	vio. ord.	25	25
29—James O'Connell	drunk	5	
John Callihan	assault	25	5
Thos Hodge	drunk	5	3
Anthony Learch	..	5	
30—John Hamilton	..	5	5
31—Sarah Nixon	..	10	3
Mich Galer	..	5	
Sale unclaimed property	..		2 50
Fines by Commissioners	..		5

State of New York. County of Monroe, City of Rochester—ss.

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of March, 1880, for fines, penalties and costs imposed by the Police Justice or Police Commissioners of said city. B. FRANK ENOS, Police Clerk.

Sworn to before me this 20th day of April, 1880.
GEO. TRUESDALE, Notary Public.
Ordered received, filed and published.

By Ald. Hart—Bills of

Consumers Ice Co., ice.....	\$36 00
Mensing and Stecher, printing letter head.....	12 00
B. Frank Enos, expenses.....	56 62
Evening Express Co., printing blanks.....	58 45
C. E. Morris, stationary, blank books, &c.....	43 45

Referred to Police Committee.

By Ald. Hart—Petition for water mains in Saxton street. Referred to the Executive Board.

REPORTS OF STANDING COMMITTEES.

Ald. Chambers from the Contingent Expense Committee, Ald. Mandeville from the City Property Committee, Ald. Weaver from the Committee on Rearranging Lamps, Ald. Hart from the Police Committee, reported in favor of the various bills referred to their respective committees and referred them to the Finance Committee for payment.

FINANCE BUDGET.

ROCHESTER, N. Y., April 20, 1880.

By Ald. FitzSimons—Resolved, That the Treasurer pay as follows, when there are funds applicable, CONTINGENT FUND.

MONTHLY PAY ROLL FOR MARCH, 1880.

Cornelius R. Parsons, Mayor.....	\$166 66
Geo. D. Williams, City Treasurer.....	283 33
Albert G. Wheeler, City Attorney.....	150 00
Oscar H. Peacock, City Surveyor.....	150 00
Edward Angevine, City Clerk.....	187 50
David McKay, City Assessor.....	150 00
August M. Koeth,	150 00
Wm. Mahar,	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell,	150 00
M. H. McMath, Clerk	50 00
Francis J. Irwin, City Messenger.....	66 67
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building.....	37 50
W. C. Gray, Assistant Surveyor's Office.....	60 00
C. B. Parsons, Draughtsman	60 00
W. J. Stewart, Chairman	40 00
Ambrose Redman, Rodman	30 00
Peter Sheridan, Assistant in Clerk's Office.....	58 34
E. W. Williams, Treasurer's Office	116 66
Warham Whitney, services in	62 56
Western Union Telegraph Co., telegraphing.....	1 53
J. B. Perkins, services, &c.....	382 56
A. G. Wheeler, disbursements.....	88 10
Union and Advertiser, printing tax sale.....	10 00
Louis W. Brandt, printing.....	38 25
Union and Advertiser,	558 50
"	77 50
A. K. Tower, stationery.....	2 70
Williamson & Higbie, stationery.....	19 79
Serantom & Wetmore;	7 20
"	12 34
"	20 40
"	9 75
"	53 35
A. S. Mann; cloth.....	6 28
Geo. D. Williams Bal. clerk hire as per appropriation of \$3,000.....	378 98
And charge that fund.	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR MARCH, 1880.

Joseph Schutte, Overseer.....	\$116 66
John E. McDermott, Assistant Overseer.....	50 00
John T. Tracy, bookkeeper.....	66 67
Jacob Lutt, clerk.....	40 00
Fred. Guac, clerk poor store.....	20 00
Dr. Thomas A. O'Hare, City Physician.....	41 67
Dr. Charles E. McKelvey,	41 67
Dr. Julius J. Schmidt,	41 67
Dr. Rockwell.....	41 67
Dr. J. J. A. Burke.....	41 67
Dr. Louis Weigel.....	41 67
Vincent M. Smith, Ex. Com. sal. mo. March.....	41 67
Porter W. Taylor,	41 67
C. Herzberger,	41 67
Paris G. Clark,	41 67
S. B. Roby, rent of coal yard to April 1st.....	87 50
Zegewitz & Fisher; meat.....	100 00
Gerling Bros.; flour and meal.....	173 00
Lewis Boss; bread and crackers.....	417 93
Foehner & Moser; burials.....	42 50
Earhart & Co.; meat.....	75 00
A. Bauerschmidt; meat.....	100 00
James O. Howard; medicines.....	8 00
And charge that fund.	

CITY PROPERTY DEPARTMENT FUND.

Rochester Gas Co.; gas City Hall.....	106 26
C. J. Hayden, desk for Treasurer's office.....	56 00
Wray & Elwood, repairs.....	1 60
D. Cooney, work.....	3 00
F. J. Irwin, monthly cleaning.....	58 10
And charge that fund.	

HEALTH DEPARTMENT FUND.

Littlefield & Siefried; hardware.....	1 96
John O'Rourke; board of horse.....	36 00
Union & Advertiser; printing.....	7 50
John Sullivan; horse-shoeing.....	7 50
M. C. Mordoff, lumber.....	5 25
M. Huntington; oil.....	\$ 3 61
And charge that fund.	3 45

POLICE DEPARTMENT FUND.

Fred. Zimmer, Police Commissioner, quarter's salary to April 1st.....	\$ 125 00
Jacob Howe, Jr., Police Commissioner, quarter's salary to April 1st.....	125 00
Geo. Truesdale, salary mo. March.....	166 66
Alex. McLean, expenses for Jan.....	53 76

POLICE PAY ROLL FOR MARCH, 1880.

Alex. McLean.....	\$130 00
Samuel Brown.....	75 00
Peter Hughes.....	75 00
W. J. Rogers.....	75 00
Thos. Lynch.....	75 00
Peter Lauer, Jr.....	75 00
P. C. Kavanaugh.....	75 00
Ferry Marzluff.....	75 00
Thos. A. Burchell.....	75 00
Caleb Pierce.....	75 00
Henry Duker.....	75 00
Jos. P. Cleary.....	75 00
Frank B. Allen.....	65 00
W. R. McArthur.....	65 00
Jacob Frank.....	65 00
John C. Hayden, 28 days.....	61 75
John Wangman.....	65 00
Fugh Johnston.....	65 00
Hugh Clark.....	65 00
John H. Dana.....	65 00
Ed. Van Vorst.....	65 00
John C. M'Quatters.....	65 00
Wm. H. White.....	65 00
Thos. Daker.....	65 00
Patrick H. Sullivan.....	103 00
Chas. M'Comick.....	75 00
Jos. S. Roworth.....	75 00
Wm. F. Lush.....	65 00
Barth. Crowley.....	65 00
Robt. Burns.....	65 00
Ralph Bendow.....	65 00
Jacob Harter.....	65 00
Thos. Crouch, 27 days.....	58 59
Andrew Connolly.....	65 00
Wm. P. O'Neil.....	65 00
Benj. C. Further, 29 days.....	62 93
Wm. H. Keath.....	65 00
John H. Wordell, 27 days.....	15 19
B. Horcheler.....	65 00
John Mitchell.....	65 00
Robt. M'Kee.....	65 00
Chas. E. Fowier.....	65 00
Michael Brady.....	65 00
Wm. M'Kelvy.....	65 00
Joseph Legler, 26 days.....	56 42
Wm. H. DeWitt, 29 days.....	62 93
Nicholas J. Loos, 29 days.....	62 93
Fred. Griebel.....	65 00
Robert Sloan.....	65 00
Samuel Schartz.....	65 00
Ja. H. Ouse.....	65 00
Patk. Hocter, 28 days.....	60 76
George Smita.....	65 00
Lewis Jessorer.....	65 00
Frank Vahue, 27 days.....	58 59
Michael Cain.....	65 00
Wm. H. Burgess.....	65 00
Michael Hynes.....	65 00
Chas. Hart, 25 days.....	54 25
Frank D. Fay.....	65 00
Geo. Hoffner.....	65 00
James P. Flynn, 23 days.....	60 76
John Monaghan, 29 days.....	62 93
John P. Davis, 26 days.....	56 42
Henry D. Shove, 28 days.....	58 42
Michael Wolf, Jr.....	65 00
John M. Reis.....	65 00
Charles W. Peart.....	65 00
Wm. Laragy.....	65 00
Louis Nidgt.....	65 00
Erhart Twaits.....	65 00
Ed. McDonough.....	65 00
Older Oliver, 25 days.....	54 25
John Dean.....	65 00

Jos. St. Hellens.....	65 00
Peter Hess.....	65 00
Daniel Goulding, Jr.....	65 00
Patrick Holoran.....	65 00
Henry Graven, 29 days.....	62 93
Chas. Stefferd.....	55 00
Frank Skuse, 19 days.....	41 23
Oliver A. Youle.....	65 00
Mich. Hyland.....	65 00
Jacob Markey.....	60 00
Andy Connolly.....	65 00
Frederick Kippnut.....	26 04
B. Frank Enos, Clerk of Commissioners.....	116 67
And charge that Fund.....	

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, April 20, 1880. }

To the Common Council:

The annexed accounts have been duly examined, audited and settled by the Executive Board, and are by resolution of said Board hereby certified to the Common Council for payment in accordance with section 148 of the City Charter.

Respectfully, THOS. J. NEVILLE, Clerk.
ROCHESTER, April 19, 1880.

WATER WORKS DEPARTMENT.

A. H. Kasscell, board of horses.....	\$ 40 00
A. M. Sample, matches.....	2 35
George Webb, tile.....	4 50
Gardner W. Bailey, rubber bands.....	4 50
Whitmore, Rauber & Vicinnes, store and tile.....	28 61
M. D. Tarba, charcoal.....	1 35
L. Vandewerf, lumber.....	45
S. B. Stuart, coal.....	53 20
G. W. & C. P. each, lumber.....	7 46
J. M. Backus, pails.....	1 20
Office disbursements.....	5 80
Charge Water Works Fund.....	

FIRE DEPARTMENT.

Monthly pay-roll.....	2,281 18
J. L. Stewart, painting.....	44 89
J. C. King, bedding and carpets.....	188,65
A. Apples, carriage hire, visiting dep't.....	4 00
J. Kavanagh.....	4 00
Brewster, Gordon & Co., soda.....	50 40
Kelly Lamp Works, material.....	75
J. A. Otto, hay and straw.....	38 28
V. Gerling, oats.....	97 20
Geo. W. Aldridge, stable repairs.....	283 00
Office disbursements.....	2 80
Charge Fire Department Fund.....	

HIGHWAY DEPARTMENT.

Woodbury, Morse & Co., door.....	\$ 3 60
Chase & Meyers, lumber.....	25 05
Patrick Garvey, blacksmithing.....	1 50
Henry Goetzman, ice.....	5 75
H. Flake, nails.....	5 60
Charge highway fund.....	

SALARY AED EXPENSE DEPARTMENT.

F. P. Kavanagh, salary for April.....	\$166 67
Jacob Gerling.....	166 67
V. Fleckenstein.....	166 67
F. C. Lauer, Jr.....	166 67
C. C. Woodworth.....	166 67
Charge salary and expense fund.....	

LOCAL IMPROVEMENT.

Chase & Meyers, lumber.....	\$ 43 13
H. Flake, nails and hardware.....	5 95
Charge Sidewalk Repair Fund.....	
Benj. F. Butler, inspecting Exchange street sewer.....	24 00

OFFICE EXECUTIVE BOARD,
ROCHESTER, April 6, 1880. }

To the Hon. the Common Council:

The annexed accounts have been duly examined, audited and settled by the Executive Board and are by resolution of said Board hereby certified to the Common Council for payment in accordance with section 148 of the City Charter.

Respectfully, THOS. J. NEVILLE, Clerk.

WATER WORKS DEPARTMENT.

J. Emory Jones, material and help.....	\$ 45 13
Office disbursements.....	13 85
L. Schmitt, horse shoeing.....	10 00
Union & Advertiser Co., printing.....	7 50
Orrin Purcell, salary, &c., Canadice Lake.....	20 50
Henry Hebing, hardware.....	11 76
J. W. McKinley & Son, hardware.....	12 82
J. B. Snyder, stove furniture.....	1 00
John C. Moore, binding maps.....	55 00
Craig & Crouch, lumber.....	10 45
J. E. Colman, corporation taps.....	200 00
S. M. Stewart, repairs to W. W. wagon.....	17 00

FIRE DEPARTMENT.

Union & Advertiser, printing.....	10 00
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Active Hose Co., appropriation.....	275 00
L. S. Gibson, bills for washing.....	26 25
Protective S. & B. Co., appropriation.....	375 00
Samuel Moulson, soap.....	2 22
Alert Hose Co., appropriation.....	275 00
Thomas Brooks, harness repairs.....	8 00
Rochester Gas Light Co., gas.....	24 00
M. A. Warren, Hvery.....	5 00
John Snow, copper wire.....	1 65
Citizens Gas Co., gas.....	16 25
S. M. Stewart, labor and material.....	131 10
Stallman Bros., labor and material.....	10 40
Howe & Rogers, carpets, &c.....	50 99

SALARY AND EXPENSE DEPARTMENT.

Herald Publishing Co., Morning Herald, for Street Department.....	2 50
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HIGHWAY DEPARTMENT.

Rochester Lime Co., lime.....	1 10
Jacob Steinhauer, repairing tools.....	11 05
J. W. McKinley & Son, nails for crosswalks.....	11 20
Evening Express Co., advertising.....	3 40
Buffalo Steam Gauge & Lantern Co., repairs.....	1 00
S. M. Stewart, labor and material.....	3 51
L. Schmitt, shoeing horse.....	4 00
Geo. W. Elliott, erroneous assessment for removing snow.....	1 60

\$36 86

LOCAL IMPROVEMENT DEPARTMENT.

F. C. Lauer, partial estimate on Exchange st. sewer.....	\$2,100 00
Benjamin F. Butler, inspecting work.....	24 00

\$2,124 00

Ald. FitzSimons moved that the Lamp Fund be stricken from the roll. Adopted. The Finance Budget was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

By Ald. Hart—

To the Honorable the Common Council:

GENTLEMEN: Your special committee on salaries beg leave to submit the following as their report:

Resolved, That the salaries of the several city officers and employees be fixed for the coming year, commencing the first day of April, except such employees whose time commences May 1st: Mayor, including clerk hire..... \$2,500 00

Treasurer..... 3,400 00

Treasurer, for clerk hire of all descriptions..... 3,500 00

City attorney—salary to be fixed when elected..... 1,650 00

City clerk..... 1,650 00

Messenger, and for services as assistant clerk..... 1,000 00

City surveyor..... 2,000 00

City surveyor, clerk hire..... 2,500 00

Assessors, each..... 1,800 00

Assessors, for clerk hire..... 500 00

Excise commissioners, including all clerk hire, each..... 800 00

Overseer of the Poor..... 1,400 00

Overseer of the poor, bookkeeper..... 750 00

Overseer of the poor, examiner..... 750 00

Overseer of the poor, storekeeper..... 480 00

Police justice..... 2,000 00

Health officer..... 300 00

Clerk and superintendent to board of health..... 600 00

City physicians, each..... 500 00

Engineer, city hall..... 660 00

Watchman, city hall..... 660 00

Janitor, Front street building..... 600 00

Health inspectors, each..... 480 00

Keeper of Hope Hospital..... 600 00

Signed by Committee,

J. J. HART,

HENRY HEBING,

LYMAN M. OTIS,

Committee.

Ald. FitzSimons moved that the salaries of city officials be taken up and voted on separately. Adopted.

Salary of the Mayor, including clerk hire, \$2,500.

Adopted by the following vote :
 Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of the Treasurer, \$3,400.

Adopted by the following vote :
 Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Treasurer, for clerk hire of all descriptions, \$3,500.

Adopted by the following vote :
 Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of the City Clerk, \$1,650. Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Messenger, and for services as Assistant City Clerk, \$1,000.

Ald. FitzSimons moved that the salary of the Messenger be the same as last year. Lost by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, Chambers, Walbridge, Edelman—6.

Nays—Ald. L. M. Otis, Fee, Hebing, Ira L. Otis, Mandeville, Wickens, Weaver, Kelly, Hart—9.

Ald. Tracy moved to strike out all that part that relates to Assistant Clerk. Lost by the following vote :

Ayes—Ald. Tracy, Fee, Chambers, Walbridge, Mandeville, Kelly—6.

Nays—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Wickens, Edelman, Weaver—9.

The original resolution was then adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of City Surveyor \$2,000. Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

City Surveyor clerk hire, \$2,500. Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of Assessors each, \$1,800.

Ald. FitzSimons moved as an amendment that the Assessors' salary be \$1,800, including clerk hire. Lost by the following vote :

Ayes—Ald. FitzSimons, Fee, Chambers, Kelly—4.

Nays—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—11.

The original motion was then adopted by the following vote :

Ayes—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—11.

Nays—Fitz Simons, Fee, Chambers, Kelly—4.

Assessors, for clerk hire, \$500. Adopted by the following vote :

Ayes—Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Hart—10.

Nays—Fitz Simons, Fee, Chambers, Weaver, Kelly—5.

Excise Commissioners, including clerk hire, each \$800. Adopted by the following vote :

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of the Overseer of the Poor, \$1,400. Adopted by the following vote :

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of bookkeeper in poor office, \$750.

Ald. Mandeville moved that the salaries in the poor office be put in gross at \$1,980. Adopted by the following vote :

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Kelly, Hart—14.

Nays—Weaver—1.

Salary of Police Justice \$2,000.

Ald. FitzSimons moved as an amendment that the amount be fixed at \$2,500.

Ald. Otis moved as an amendment to the amendment that the amount be fixed at \$2,250.

Adopted by the following vote :

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly—12.

Nays—Ald. Tracy, Chambers, Hart—3.

The amendment of Ald. FitzSimons to fix sum at \$2,500 was lost by the following vote :

Ayes—Ald. FitzSimons, Westbury, Walbridge, Mandeville, Weaver, Kelly—6.

Nays—Ald. Tracy, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Wickens, Edelman, Hart—9.

The original resolution as amended was then adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of Health office \$800.

Adopted by the following vote :

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays—Ald. FitzSimons—1.

Salary of clerk and Superintendent of Board of Health \$600.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of City Physicians, each \$500.

Ald. Mandeville moved as an amendment that the salary of City Physicians be fixed at the sum of \$600. Lost by the following vote :

Ayes—Ald. Walbridge, Mandeville—2.

Nays—Ald. Tracy, FitzSimons, Westbury,

L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Wickens, Edelman, Weaver, Kelly, Hart—13.

The original resolution was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of Engineer of City Hall, \$660.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of Watchman of City Hall, \$660.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of Janitor of Front street building, \$600.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of Health Inspectors, each \$480.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Salary of Keeper of Hope Hospital \$600.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. Hart moved that the Health Committee confer with the Board of Health in regard to the number of Health Inspectors and report to this Board at the next meeting. Adopted.

By Ald. Hebing—

To the Honorable the Common Council:

GENTLEMEN: Your committee on printing, to whom was referred the question as to the power of the common council, under the present charter, to enter into contract with more than one newspaper for the publication of its proceedings, resolutions, ordinances, etc., would report:

That section 46 of the charter provides among other things as follows: "The common council shall at its first regular meeting in each year, or as soon as practicable, select one daily newspaper published in said city for the publication of the proceedings, resolutions and ordinances of the common council and of the executive board of said city, and all the notices and advertisements and proceedings of any of the officers of said city, and of all the committees of the common council during the current fiscal year, etc." It was well understood by the charter amendment committee of this board and by the board itself at the time the aforesaid section of the charter was prepared and adopted that it was intended to be mandatory as to one paper only and permissive as to the publication of the proceedings, etc., in such other papers as the common council in its judgment might deem prudent to employ.

It would in the opinion of your committee be a forced and an arbitrary construction to hold that the mandatory clause is also a restrictive one, limiting publication to one newspaper, when no such restriction is expressed. Moreover, if such forced and arbitrary construction is given to the section, it is inconsistent with various other sections of the charter, and for that reason would be inoperative. It will be noticed that the publica-

tion directed includes not only "the proceedings, resolutions and ordinances of the common council," but also those of the executive board, and "all the notices and advertisements and proceedings of any of the officers of said city, and of all the committees of the common council," provided the written contract therefore is duly executed, etc. It will be seen, however, by reference to other sections that the publication of the very things (with the possible exception of the formal proceedings of the common council, for which publication is provided by section 46) is directed by other sections to be published more widely than would be permitted by a narrow construction of section 46. Thus by section 88, the city treasurer, who is one of the city officers, is directed immediately after receiving the assessment rolls and warrants to "give public notice by advertisement in two of the public newspapers printed in the city of Rochester, that all persons named in said rolls are required to pay their taxes, etc." And the said city treasurer is also directed by section 90 immediately after the last day of October in each year, to "give public notice in all of the daily papers of the said city to be published in such papers ten days," notifying delinquent taxpayers as to their duty. By section 95, he is further required to cause a notice of the sale provided for by section 94, "to be published in all the daily newspapers published in said city, at least ten days previous to such sale." Many other sections of the charter might be cited requiring certain other city officers to publish notices in more than one daily newspaper, but we deem it unnecessary.

It is clear even if section 46 standing alone, must be construed as limiting publication to a single daily paper as designated by the common council, that in the light of other sections, that limitation is entirely done away with; and it would certainly be absurd to say that the single limitation in regard to the publication of the council proceedings endures while all other limitations are abrogated. If there is no permission as to the proceedings, resolutions and acts of city officials in section 46, then that section is inconsistent with numerous other sections, some of which speak of a daily newspaper, others of one or more, and still others of all the daily newspapers. But no inconsistency exists. Construed according to the intent of the framers of the charter, and the ordinary meaning of language, the section under review is mandatory as to one newspaper and permissive as to others, and is entirely consistent with the various sections hereinbefore cited.

The committee are of the opinion that the authority of the common council in regard to the publication of all matters within its jurisdiction is both plain and ample, and in the exercise of its discretion it may conclude contracts with any or with all the daily journals of the city—as has been the custom heretofore.

All of which is respectfully submitted.

Dated April 20, 1880.

HENRY HEBING,
LEWIS EDELMAN,
S. D. WALBRIDGE,
Committee.

Ordered received, filed and published.

To the Honorable the Common Council:

GENTLEMEN: Your special committee on printing beg leave to submit the following resolutions as their report:

Resolved, That the mayor be and he is hereby authorised and requested to contract with the Rochester Printing company to publish the official proceedings of the common council, executive board and all official notices from city officers, all notices from committees of the common council, together with 150 bound copies of the proceedings of the executive board for (\$2,500) two thousand and five hundred dollars. With the Evening Express Printing company to print the official proceedings of all departments the same as last year for two thousand dollars (\$2,000). With the two

German papers (Rochester Beobachter and Rochester Volks Blatt) for the sum of seven hundred and fifty (\$750) dollars, each doing the same work as last year.

HENRY HEBING,
LEWIS EDELMAN,
S. D. WALBRIDGE,
Committee.

Ald. Edelman moved that the Sunday Tribune be added to the report and that the amount be fixed at \$800.

Ald. Mandeville moved as an amendment that the Herald be added to the report at a sum of \$2,500.

Ald. Fee moved that the Rochester Star be added at a sum of \$500.

Ald. Hart moved that the question be divided and the amounts for the different papers be taken up separately.

Ald. FitzSimons moved as an amendment that the Sunday Herald be added.

Ald. Hart raised a point of order that according to rule 24 the question could be divided.

Ald. FitzSimons moved that rule 24 be suspended.

Lost by the following vote:

Ayes—Ald. FitzSimons, Mandeville, Wickens, Weaver—4.

Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Edelman, Kelly, Hart—11.

Ald. Hart moved that the amounts to be fixed for the different papers be taken up separately. Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

Nays—Ald. FitzSimons, Mandeville—2.

Rochester Printing Company to print proceedings for \$2,500. Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays—Ald. FitzSimons—1.

Evening Express Printing Company to print proceedings for \$2,000. Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Rochester Beobachter and Rochester Volksblatt, to print notices, &c., the same as last year, each \$750. Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—5.

Ald. Mandeville moved that the Morning Herald be added to the report to print the proceedings at a sum of \$2,500.

Ald. Otis moved as an amendment that the amount be \$2,000.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Ira L. Otis, Chambers, Weaver, Kelly, Hart—11.

Nays—Ald. Hebing, Walbridge, Mandeville, Wickens, Edelman—5.

Ald. FitzSimons moved that \$500 be added to the Morning Herald.

Ald. Otis moved as an amendment that \$500 be added to the Evening Express Printing Co.

Ald. Hart moved that the motion lie on the table until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Hebing, Ira L. Otis, Chambers, Walbridge, Edelman, Hart—6.

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Mandeville, Wickens, Weaver, Kelly.

The resolution of Ald. FitzSimons, that \$500 be added to the Morning Herald, was lost by the following vote:

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Fee, Mandeville, Wickens, Edelman—7.

Nays—Ald. Tracy, Hebing, Ira L. Otis, Chambers, Walbridge, Weaver, Kelly, Hart—8.

Ald. Edelman moved that the Sunday Tribune be added at a sum of \$800.

Ald. FitzSimons moved to add the Sunday Herald. Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, Fee, Mandeville, Edelman, Weaver, Kelly, Hart—9.

Nays—Ald. L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens—6.

Ald. Fee moved that the Rochester Star be added at \$500.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, Fee, Chambers, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—11.

Nays—Ald. L. M. Otis, Hebing, Ira L. Otis, Walbridge—4.

Mr. Sontag was then heard in a few remarks to the Council.

Ald. Hart raised a point of order that Mr. Sontag was personal in his remarks.

The chair decided the point not well taken.

Ald. FitzSimons moved to reconsider all action taken in regard to the newspapers.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, L. M. Otis, Fee, Ira L. Otis, Chambers, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—12.

Nays—Ald. Westbury, Hebing, Walbridge—3.

Ald. FitzSimons moved that all of the resolutions be indefinitely postponed.

Lost by the following vote:

Ayes—Ald. FitzSimons, Fee, Chambers, Mandeville—4.

Nays—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—11.

Ald. Edelman moved that the whole matter lie on the table until the next regular meeting.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, L. M. Otis, Fee, Chambers, Wickens, Edelman, Weaver—8.

Nays—Ald. Westbury, Hebing, Ira L. Otis, Walbridge, Mandeville, Kelly, Hart—7.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, APRIL 16, 1880. }

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

Mr. Woodworth presented the following:

GENTLEMEN—The Executive Board have examined into the subject matter of the property owners on North St. Paul street to have a water main laid in said street in advance of the improvement now under contract from Scrantom street to the north line of the city. To meet the wishes and prayer of the petitioners will require the laying of a water main from Avenue A, the present terminus of the pipe, to the Ridge road,

a distance of about 5,900 feet, at an estimated cost of \$6,000.

The immediate revenue to be derived from this line of pipe, if laid, will be very small; and if the question of revenue alone was to determine the amount of pipe which is to be laid on this street, the extension would probably be limited to 400 feet, but when the further fact is taken into consideration that the property owners on the street, few in number as they are, have assumed a burden of taxation of nearly \$40,000, so that not only they but the citizens generally may enjoy the advantages of a finely improved street, and that in consequence of the improvement the street will probably be very quickly occupied by a class of residences which will imperatively demand the introduction of the water at an early day, and which if the pipes are not now laid will require the breaking up of a costly improvement, and also considering the further fact that the property in question now is and has since the introduction of water into the city been assessed to construct and maintain the works, we are of the opinion that the question of immediate revenue to the city should not entirely control the Council in the determination of the amount of pipe to be laid on the street.

The Executive Board therefore respectfully suggest that if your honorable body should not think proper to fully comply with the prayer of the petitioners that you should authorize the extension of a water pipe 6 inches in diameter in North St. Paul street from its present terminus at Avenue A to Avenue E, a distance of 1,300 feet, at an estimated expense of \$1,700.

Respectfully submitted,

THOS. J. NEVILLE, Clerk,
For Executive Board.

By Aid. Fee—Resolved, That the Executive Board be, and they are hereby authorized to lay water mains on North St. Paul street, from the present terminus to Avenue E, in accordance with the recommendation of said Board, when there are funds applicable. Adopted.

By the Clerk—

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

GENTLEMEN—We, the undersigned City Physicians, respectfully petition your Honorable Body for an increase of salary, on the following grounds, viz:

First—The extension of the city limits and the consequent increase in the number of persons applying for city aid. Owing to the cheapness of rents the poorer class of people naturally seek their homes in the outskirts of the city. By the annexation of the large territory located in the 15th and 16th wards, this class of people have become city charges and apply to the Poor Department for medical aid. The absence of drainage, pure water, cleanliness and wholesome air contribute greatly to the spread of infectious diseases, and the statistics of the Health Department show that a large proportion of cases of this kind occur in the above mentioned districts. This naturally increases the number of patients to be treated by city physicians, to say nothing of the additional labor incurred on account of the remoteness of their homes from the centre of the city. Before the extension of the city limits this latter state of things did not exist, and city physicians, at that time, received the same salary as we now get.

Second—Expenditure of part of salary. It is perhaps not generally known that out of our salary we are expected to furnish medicines, which is no small item, as can easily be proven. Deducting the amount thus expended there is but little left as a remuneration for actual services.

Third—Increase of price of medicines and expenses in general. Within the past few months there has been a marked advance in the price of the most important drugs, such as opium,

quinine, &c. In the treatment of infectious diseases these drugs are largely used, and we have already shown the prevalence of such diseases among paupers. The cost of living has increased, as is well-known.

Fourth—Amount of services rendered. It is only necessary to call the attention of your Honorable Body to the annual reports of City Physicians for the past few years to show the amount of labor and services rendered by them for the sum of five hundred dollars.

Fifth—Increase of salaries and wages in the business world. Nearly all manufacturers and corporations have increased the wages of their employees; our own Executive Board has increased the wages of day-laborers.

We submit these facts to your careful consideration, asking simply that our salary be fixed at an amount which would be a fair compensation for the services and labor demanded of us by the city. This would be simple justice, and we fully believe that were the amount and character of our work generally known, no fair-minded tax payer would object to paying his share of the small additional compensation.

We beg leave to offer as a suggestion that the amount be fixed at \$60 per month. At this rate we would be getting on an average less than 50 cents per visit.

JULIUS SCHMITT, M. D.,
JULIUS J. KEMPE, M. D.,
THOS. D. SPENCER, M. D.,
A. S. ROCKWELL, M. D.,
LOUIS A. WEIGEL, M. D.,
THOMAS A. O'HARE, M. D.

By the Clerk—

ROCHESTER, April 16, 1880.

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

GENTLEMEN—Various assessments levied on property belonging to the heirs of Bernard Klem for opening the street through the Hair property have been brought to me, with the claim that they are illegal and excessive. Please have the matter referred to some proper committee to investigate.

Yours respectfully, J. P. PERKINS.

Referred to the Assessment Committee.

By the Clerk—

IN BOARD OF EDUCATION, April 12, 1880.

By Com. Martens—Whereas, The health of the teachers and scholars is one of the first consideration in the management of schools; and

Whereas, The condition of No. 36 school by reason of its situation in a locality that is not adequately drained, is very detrimental to the health of teachers and scholars, there being at present eighteen inches or more water in the cellar; therefore

Resolved, That the Superintendent be and hereby is instructed to present these facts to the appropriate committee of the Common Council, and request them to take the necessary action for immediate relief in the premises. Adopted.

Also the following:

By Com. Dickinson—Resolved, That the Common Council be requested to authorize the building of a sidewalk on Goodman street upon and across the lot occupied by No. 25 school. Adopted.

Also the following:

Com. Williams moved that the Clerk notify the Common Council for their consideration, of the action of the Board of Education on March 29th ult., in relation to exchanging No. 21 school property for vacant lots for a new school building in that district.

The following extract from the minutes of the Board of Education March 29, 1880, is the resolution referred to in Com. Williams' motion, viz.:

Com. Brayer presented the following report:

To the Honorable the Board of Education :

GENTLEMEN: At the last meeting of the Board, the undersigned, a special committee appointed at a pre-

vious meeting to select a site for a new school building in number 21 district, reported in favor of five lots on the west side of Wackerman street, with a frontage of 164 feet by 198 in depth, which were offered for \$2,000. An amendment to such recommendation, introduced by Com. Whitmore, was then adopted in favor of making an offer to the owners of the Wackerman street lots to exchange for the present number 21 school property, upon the payment by the Board of \$1,000 difference. Since this action by the Board your committee have conferred with the representatives of such owners, and find that the most favorable terms we can make with them in an exchange will be for \$1,200 and the number 21 school property.

After further examination of the lots on Wackerman street by all the members of your committee together with the Superintendent, we are convinced that it will be much better to exchange upon the terms offered by the owners of said lots, viz.: \$1,200, than to take the property adjoining number 21 for \$1,300, and your committee would accordingly recommend the acceptance of the offer made by owners of the Wackerman street property.

N. L. BRAYER,
JONAS JONES,
J. M. BROWN,
Committee.

Adopted by the following vote:
Yeas—Com. Brown, W. ay, Kingley, Tait, Jones, Westcott, Weldon, Kase, Whitmore, Martens, Cork, Brayer, Dickinson—13.
A true copy. A. L. MABBETT, Clerk.

By the Clerk—

DEPARTMENT OF PUBLIC INSTRUCTION. }
OFFICE OF SUPERINTENDENT OF PUBLIC SCHOOLS. }
ROCHESTER, N. Y., April 20, 1880. }

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

GENTLEMEN: At a regular meeting of the Board of Education held April 19, the following resolution was adopted:

Resolved, That the Clerk of this Board notify the Common Council that pursuant to section 163 of the City Charter, John Stewart has been elected to the office of School Policeman, and recommend that his salary be fixed at the rate of \$800 per year.

A true copy. A. L. MABBETT, Clerk.

Ordered received, filed and published.

By the Clerk—

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

GENTLEMEN: As City Physician for the sick poor in the southwest section, I herewith present a report of my services for the year ending March 31st, 1880:

Number of new orders received.....	123
.. patients treated.....	231
.. visits made.....	892
.. office consultations.....	646
.. prescriptions furnished.....	931
.. examinations for insanity.....	17
.. births.....	6
.. deaths.....	6

Respectfully submitted

THOMAS A. O'HARE, M. D.
Rochester, March 31st, 1880.

Ordered received, filed and published.

By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF MARCH, 1880.

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 report set forth in the following schedule, commencing March 1st and ending March 29th, 1880, for licenses to sell and dispose of strong and spirituous liquors, ales, wine and beer, in quantities less than five gallons at a time, to wit:

McGill, Michael, 302 State.....	\$ 20 00
Krebs, Frank, 30 East Main.....	23 00
Begy, Louisa, 135 Brown.....	22 00
Mooney, John B., 160 S. St. Paul.....	21 00
Fizner, Frank, 6 Hanover.....	22 00
Hutter, Philip, 168 Plymouth ave.....	21 00
Pfeffer, Elizabeth, 49 Orange.....	20 00
Meyer, Fred., cor. Vienna & Hanover.....	20 00
Sheldon, Peter, 114 E. Main.....	21 00
Goulding, Catharine, 96 S. St. Paul.....	47 00
Gillard, Valentine, 86 E. Main.....	24 00
Wolf, Joseph A., 5 Andrews.....	20 00
Kramb, Joseph, 227 N. Clinton.....	20 00
Leonard, James, 236 State.....	22 00
Wehn, Louis W., 230 N. Clinton.....	20 00
Burbett, Charles, 12 1/2 N. St. Paul.....	20 00
Knapp, John, cor. Francis & Hunter.....	30 00

Hohen, J. Joseph, 24 Goodman.....	38 00
Whittletoe, Thomas, 143 E. Main.....	20 00
Bulkley & Richmond, 38 Monroe ave.....	80 00
Beaumont, John F., cor. Main & Exchange sts.....	20 00
Koch, Frank, 244 N. Clinton.....	20 00
Wagner, Susan, 210 E. Main.....	26 80
Thompson, Wesley P., 22 Exchange place.....	20 00

Total amount received and deposited with City Treasurer..... \$567 50
Dated Rochester, N. Y., March 29, 1880.

STATE OF NEW YORK, }
County of Monroe, } ss.
City of Rochester. }

Vincent M. Smith, Porter W. Taylor and Conrad Herzberger, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from March 1st to March 29th, 1880, inclusive.

VINCENT M. SMITH,
PORTER W. TAYLOR,
CONRAD HERZBERGER,
Excise Com'rs.
Sworn to before me this 29th day of March, 1880.
PARIS G. CLARK,
Commissioner of Deeds in and for the city of Rochester, N. Y.

Ordered received, filed and published.
By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, April 20, 1880. }

To the Hon. Common Council:

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

- David H. Westbury, President of the Common Council.
- Lucius M. Mandeville, City Clerk.
- Porter W. Taylor, Overseer of Poor.
- Oscar H. Peacock, City Surveyor.
- Frank J. Irwin, City Messenger.
- Philip Schaad, City Sealer.
- Julius J. Kempe, City Physician.
- Thomas D. Spencer, City Physician.
- Louis A. Weigel, City Physician.
- A. S. Rockwell, City Physician.
- Thomas A. O'Hare, City Physician.
- William F. Morrison, Excise Commissioner.
- Julius Schmitt, City Physician.
- J. J. Masterson, Constable 5th Ward.
- R. Blah, Commissioner of Deeds.
- Henry Zink, Inspector of Elections.
- W. J. Denny, Inspector of Elections.
- Wm. F. Rossney, Inspector of Elections.
- Charles Chrain, Inspector of Elections.
- W. F. Berna, Inspector of Elections.
- A. C. Bowen, Inspector of Elections.
- Frank Fehrenbatch, Inspector of Elections.
- Wm. Carson, Commissioner of Deeds.
- Jacob Mattern, Commissioner of Deeds.

LUCIUS M. MANDEVILLE,
City Clerk.

Ordered received, filed and published.

ACTION ON ORDINANCES.

PLANK WALK ON GRACE STREET.

By Ald. Wickens—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 Grace street, from North street to Concord avenue. Also, the necessary crosswalks.

Adopted.
The Surveyor submitted as such estimate \$200.
By Ald. Wickens—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk four feet wide on each side of Grace street, from North street to 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 \$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 Grace street, from North street to Concord avenue.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 172 of the Revised Charter of 1880 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 the 4th, 1880, at half-past 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON MILLER STREET.

By Ald. Wickens—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 Miller street, from Bay street to the northern terminus of said Miller street.

Adopted.

The Surveyor submitted as such estimate, \$1,127.

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

The construction of a plank walk four feet wide on each side of Miller street, from Bay street to the northern terminus of said Miller 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 \$1,127, 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 each side of Miller street, from Bay street to the northern terminus of said Miller st. And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 the 4th, 1880, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING A STREET FROM STATE TO FITZHUGH STREET.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council the expense of opening a street 40 feet in width from State street to Fitzhugh street, in the First Ward, and to be located north of and adjoining property owned by the Martin Brothers, and across property owned by D Walbridge, J. D. Husbands and J. M. VerValin.

Adopted.

The Surveyor submitted as such estimate \$64,000.00.

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

The opening of a street forty feet in width from State street to Fitzhugh street, in the First Ward, and to be located north of and adjoining property owned by the Martin Brothers and across properties owned by D. Walbridge, J. D. Husbands and J. M. VerValin, and the territory deemed necessary to be taken therefor is described as follows, viz:

A strip of land 40 feet in width, lying north of, and adjoining the north side of the Martin Block, and extending from State street to Findall alley, being part of lot No. 7 of the One Hundred Acre Tract and owned by Dewey Walbridge.

Also a strip of land lying west of the above property, known as part of lot No. 55 of the One Hundred Acre Tract, being 22 feet front and rear, extending from Findall alley to Fitzhugh street, and owned by J. D. Husbands.

Also a strip of land lying north of, and adjoining the last mentioned property, known as part of lot No. 55 of the One Hundred Acre Tract, being 22 feet front and rear, and owned by J. M. VerValin.

Also all of the buildings now existing on the above described 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 \$64,000, which estimate is hereby approved.

Resolved further, That the following portions 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 State street from Main street to the N. Y. C. and H. R. RR.

One tier of lots on each side of West Main st., from State st. to Fifth st.

One tier of lots on each side of Fitzhugh st. from W. Main st. to Allen st.

One tier of lots on each side of Allen st. from Sophia st. to State st.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 4th, 1880, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCE, NO. 2,111.

OPENING AND EXTENDING TRACY PARK.

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

An ordinance to open and extend Tracy Park, from its present westerly terminus to the east line of Alexander street.

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

The opening and extension of Tracy Park, from its present westerly terminus to the east line of Alexander street, and the territory deemed necessary to be taken therefor is described as follows: Being a strip of land 27 feet in width, extending from the present westerly terminus of Tracy Park to the east line of Alexander street, and lying south of and adjoining a line drawn direct from the present northwest corner of Tracy Park to the northwest corner of property owned by the N. Y. Baptist Union Seminary Association on Alexander street.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of land to be benefitted 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 was and is hereby approved; and the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on each side of Tracy Park as it now exists from its present westerly terminus to Meigs street, also the property lying north of the proposed street and owned and occupied by the Newell heirs.

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 instalment, a discount will be allowed of six per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitzsimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—15.

FINAL ORDINANCE NO. 2,112.

SPRINKLING LAKE AVENUE AND STATE STREET.

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

An ordinance to sprinkle State street and Lake Avenue from the Y. C. & H. R. RR. to the north line of Jones avenue, during the season of 1880.

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. RR. to the north line of Jones avenue, during the season of 1880.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefitted thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$390, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on each side of State street and Lake Avenue from the N. Y. C. & H. R. RR. to the north line of 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, Fitzsimons, Westbury, Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

FINAL ORDINANCE NO. 2,113.

SOUTH WASHINGTON STREET SPRINKLING.

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

An Ordinance to sprinkle South Washington street from the Erie canal to Troup street, during the season of 1880.

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

The sprinkling of South Washington street from the Erie canal to Troup street, during the season of 1880.

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 \$230, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvements is described as follows:

One tier of lots on each side of South Washington street from the Erie canal to Troup 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

FINAL ORDINANCE NO. 2,114.

SPRINKLING PLYMOUTH AVENUE.

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

An ordinance to sprinkle Plymouth avenue from Troup street to Adams street during the season of 1880.

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

The sprinkling of Plymouth avenue from Troup street to Adams street during the season of 1880

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 \$130.00, 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 Plymouth avenue from Troup street to Adams 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

FINAL ORDINANCE NO. 2,115.

SPRINKLING ANDREWS STREET.

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

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

An ordinance to sprinkle Andrews street, from North avenue to the river bridge, during the season of 1880.

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

The sprinkling of Andrews street, from North avenue to the river bridge, during the season of 1880.

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 \$260, 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 Andrews street, from North avenue to the river bridge.

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

Adopted by the following vote:

Ayes—Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

FINAL ORDINANCE NO. 2,116.

MONROE AVENUE SPRINKLING.

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

An Ordinance to sprinkle Monroe avenue from South Clinton street to Union street, during the season of 1880.

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

The sprinkling of Monroe avenue from South Clinton street to Union street, during the season of 1880.

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 Monroe avenue from South Clinton street to Union 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—14.

FINAL ORDINANCE NO. 2,117.

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

The sprinkling of North avenue from East Main street to University avenue, during the season of 1880.

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

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 \$28, 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 North avenue from East Main street to University 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, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. Tracy moved that the rule to adjourn at 11 o'clock be suspended.

Ald. Mandeville moved as an amendment that it be for one-half hour.

Ald. Tracy accepted the amendment.

The motion was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Mandeville, Wickens, Weaver, Kelly, Hart—12.

Nays—Ald. Ira L. Otis, Chambers, Edelman—3.

Ald. Weaver moved that the final ordinance for the sewer in North avenue lie on the table until the next regular meeting. Adopted.

Ald. Chambers called up the final ordinance for a sewer in Hunter street and moved that it lie on the table two weeks and the Clerk advertise for allegations. Adopted.

Ald. FitzSimons called up the following resolution:

By Ald. FitzSimons—Resolved, That permission be and the same is hereby given to the Municipal Gas Light Company of Rochester N. Y., to lay pipes for conducting gas through the streets, avenues, lanes, alleys and squares in said city, for the period of fifty years, to be subject to the same restrictions as to the mode of laying down such conductors as apply to

and govern the other gas light companies in the city of Rochester.

Ald. L. M. Otis moved as an amendment that they lay their mains and pipes in all streets and alleys as the Common Council may direct. Adopted.

By Ald. FitzSimons—

NEW YORK, April 3, 1880.

Mr. John Scott, Rochester, N. Y.:

MY DEAR SIR:—In view of your request to the Common Council of Rochester for a charter to manufacture and deliver gas, I deem it proper to assure you that, in the event of such petition being granted to the Municipal Gas-light Company of the city of Rochester, the capital, to any amount necessary to an immediate and successful prosecution of the work will be forthcoming and work commenced without any delay. A competent engineer will be at once dispatched to Rochester to select a suitable site for the works, which will be erected with due regard to the interests of the people of Rochester to the end that a cheap and good light may be afforded with the least delay possible.

Very truly yours,

WARD B. MEEKER,

Of Fulton Municipal Gas Co., Brooklyn, N. Y.

Mr. White was then heard on the subject.

By Ald. FitzSimons—Resolved, That the Treasurer is hereby authorized to draw the city's note or notes for twenty thousand dollars and get the same discounted and charge the discount to Contingent Fund; the same being to pay twenty bonds given for relief of soldiers' families loan and maturing May 1st, 1880, and that the chairman of the Finance Committee countersign the same.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

By Ald. FitzSimons—Whereas, \$25,000 of the city's notes will mature May 6th, 1880, and,

Whereas, The Treasurer is already authorized to borrow \$17,100 upon previous resolutions of this Board,

Resolved, That he be and he is hereby directed to get an additional sum of \$7,900 discounted and charge discount to Contingent Fund and that the Chairman of the Finance Committee countersign the same, the proceeds of both notes to apply to the payment of said \$25,000.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—14.

Ald. Hebing moved that when the Board adjourn it be for one week. Adopted.

By Ald. Fee—Resolved, That the Citizens' Gas Co. be requested to lay their gas mains on North St. Paul street from the present terminus of their mains to the city line, and that the lamp committee be instructed, as said main is laid, to locate the gas lamps. Adopted.

Ald. Otis moved to further suspend the rule fifty en minutes.

Lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury,

L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—10.

Nays—Ald. Ira L. Otis, Chambers, Edelman, Kelly—4.

Ald. Otis called up the following communication:

DEPARTMENT OF PUBLIC INSTRUCTION,
OFFICE OF SUPERINTENDENT OF PUBLIC SCHOOLS, }
Rochester, March 31, 1880.

In Board of Education—

Adjourned regular meeting, March 29, 1880.

Extract from proceedings:

By Com. Brown—

Whereas, This Board, at a regular meeting, February 16, 1880, did certify to and request the Honorable Common Council to recommend to the State Legislature the adoption of an amendment to the city charter, permitting the Common Council of the city of Rochester, in their discretion, to appropriate and raise the sum of \$10,000 for the "repair fund" of the Board of Education of said city; and

Whereas, The Common Council has not as yet recommended such amendment; therefore,

Resolved, That the Common Council be respectfully requested to recommend to the Legislature the passage of said amendment. Adopted.

A. L. MABBETT, Clerk.

Ald. Otis moved that the Common Council recommend to the Legislature the passage of an act to raise the sum of \$10,000 for the repair fund of the Board of Education. Adopted.

By Ald. Hart—Resolved, That August Knight, of No. 5 Wilder street, be granted a license to sell meats, etc., by paying the sum of one dollar (\$1.00). Adopted.

The President handed in the following standing committee for 1880-81:

Finance—Ald. FitzSimons, L. M. Otis and Hebing.
Contingent Expenses—Ald. Ira L. Otis, Hart and Weaver.

Public Improvements—Ald. Chambers, Kelly and Tracy.

Sewers—Ald. Fee, Chambers and Felsing.

Opening and Alteration of Streets and Bridges—Ald. Tracy, Wickens and Fee.

Laws—Ald. Hebing, Edelman and L. M. Otis.

Charter Amendments, Ordinances and Rules—Ald. L. M. Otis, Tracy and FitzSimons.

Police, Excise and Markets—Ald. Hart, Felsing and Walbridge.

Support of the Poor—Ald. Weaver, Walbridge and FitzSimons.

Wooden Buildings—Ald. Edelman, Fee and Hart.

Maps and Surveys—Ald. Kelly, Wickens and Ira L. Otis.

Schools and Public Health—Ald. Wickens, Ira L. Otis and Chambers.

Mt. Hope and Public Parks—Ald. Walbridge, Kelly and Weaver.

City Property—Ald. Mandeville, Hebing and Wickens.

Water Works—Ald. Hebing, Weaver and Mandeville.

Public Lamps—Ald. L. M. Otis, Walbridge and Edelman.

Assessments—Ald. Felsing, Ira L. Otis and FitzSimons.

By Ald. Otis—

Whereas, It is reported, upon good authority, that the Executive Board is about to remove the present Superintendent of Fire Alarm Telegraph, and appoint in his stead a person unused to such business, therefore

Resolved, That the protection of life, property and the best interests of the city demands that the present Superintendent, B. F. Blackall, be retained in his present position.

Ald. Fee moved that it be indefinitely postponed.

Lost by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Chambers, Kelly, Hart—6.

Nays—Ald. FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Edelman, Weaver—8.

Ald. Tracy moved that it be referred to the Executive Board.

Pending the motion the President declared the Board adjourned under the rule.

LUCIUS M. MANDEVILLE, City Clerk

In Common Council, April 27, 1880.

ADJOURNED REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The minutes of the previous meeting were approved as published in book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Otis—Bills of

R. R. Gay, care of lamps month of April.....	\$ 62 25
National Gas Co.	595 00
Citizens Gas Co., setting posts.....	23 60
Roch. Gas Co., care of lamps month April.....	2,049 22
Citizens	2,504 77
Goodale & Stiles, lamp burners.....	25 20
B. F. Thomas, lamp pots.....	51 00

Referred to the Lamp Committee.

Ald. Otis presented the resignation of James Hilley as constable of the 4th ward, and moved that the resignation be accepted. Adopted.

By Ald. Hebing—Petition of J. Henry Meyer for cancellation of tax. Referred to the Assessment Committee.

By Ald. Ira L. Otis—Petition of J. J. Row for permission to erect a wood building. Referred to the Wood Building Committee.

By Ald. Walbridge—Petition of John S. Rich for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Mandeville—

To the Common Council of the City of Rochester :

GENTLEMEN : The undersigned respectfully petition that the assessments upon their property on East Main street for the improvement of said street be not confirmed or that the amount so assessed be reduced. The property we owned so wrongfully or unjustly assessed for said improvement lies east of the abutment of the bridge carrying East Main street over the railroad tracks and west of the railroad.

The petition of your petitioners respectfully shows that their property has been very much damaged and reduced in value by said improvement so-called ; that their said lands have been fenced by an iron railing running upon said abutments and by an impassable wall and they insist that it is unjust that their said lands should be so assessed for said improvement, or that the assessment made thereon should be a nominal sum instead of the large sum assessed by the assessors.

That the building of said bridge and approaches inures only to the benefit of the property west of said abutment and east of the bridge and the city at large, but is an absolute damage to your petitioners' property lying easterly of said abutment, and your petitioners pray that such action should be taken by your honorable body as to protect your petitioners from injustice in respect to said assessment. The HEIRS of IRA HASKINS, deceased,

JAMES R. HAIR,
FLORENCE P. HAIR,
(by Cook & Pond, Attorneys),
F. S. MINGES.

Referred to the Assessment Committee.

By Ald. Mandeville—Bills of

Cooney & Co., coal.....	\$23 75
John Nagel, sealing weights and measures.....	28 15

Referred to the City Property Committee.

By Ald. Felsing—

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

GENTLEMEN: The Rochester City & Brighton Railroad Company respectfully asks permission to lay tracks on the south side of Romeyn and Wilder streets and on the east side of Saxton street, from the corner of Clarke and Romeyn streets, through Wilder to the corner of Saxton, and thence to the State Line Railroad depot. C. B. WOODWORTH, Treasurer.

Adopted.

By Ald. Wickens—Petition of George H. Thompson for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Weaver—Bill of

Citizens' Gas Co., rearranging lamps..... \$ 95 94
Referred to the Committee on Rearranging Lamps.

By Ald. Weaver—Bills of

John Fisher, meat.....	\$ 50 00
John Hahn	50 00
A. R. Cork, groceries.....	19 75
Express Printing Co., printing notices.....	2 80
Schofield & Darling, transportation.....	36 67
Rochester Printing Co., daily paper.....	9 00
G. Mannel, drugs.....	20 15
Louis Boss, bread and crackers	203 63
J. E. Butterfield, transportation.....	9 50
C. E. Row, soap.....	45 00
Church Home, bd inmates.....	267 40
Bulkeley & Co., groceries.....	12 00
Joseph Schutte, Overseer's disbursements.....	87 38
Roch. Orph. Asylum, bd inmates.....	783 43
L. A. Wheeler, meat.....	100 00
Burke, FitzSimons, Hone & Co., dry goods.....	18 00
Goetzman & Son, soap.....	71 50
B. O'Reilly, burials.....	109 50
H. Langknecht, meat.....	75 00
Caspar Fromm,	25 00
Adam Vogel,	25 00
Henry Hedditch,	100 00
F. Joyce, burials.....	37 00
St. Mary's Orph. Asy., bd inmates.....	355 48
City Hospital,	1,266 34
Industrial School,	956 62
Home of Industry,	158 06
M. Hevey, transportation.....	10 00
Smith, Perkins & Co., groceries.....	219 91
Home for the Friendless, bd inmates.....	140 50
St. Joseph's Orph. Asy.	326 80
St. Patrick's	664 68
St. Mary's Hospital,	3,077 00
P. H. Curran, meat.....	100 00

Referred to the Poor Committee.

By Ald. Weaver—Claim of Chas. A. Widner for services.

Referred to the Law Committee.

By Ald. Weaver—

To the Honorable Common Council of the City of Rochester :

GENTLEMEN: At the last meeting of your honorable body there was presented for your consideration a petition for an increase of salary of City Physicians. This petition did not engage your attention until after action on salaries had been taken. We therefore desire to place before you the following facts, trusting that after a careful consideration your honorable body will find in them a justification for the additional remuneration we ask.

According to the records of the Council there were employed in the year 1870 six City Physicians and their salary was fixed at five hundred dollars each. During the decade which has elapsed since then there has been no increase. In the year referred to the population of the city was about 62,000, while at present it reaches over 90,000, an increase of nearly one-half. In 1874 the Fifteenth and Sixteenth wards were added to the city, thus more than doubling the area of the city. The paupers

living in this territory as a consequence became city charges and are now treated by City Physicians in addition to those living within the old boundaries. It is self-evident, therefore, that the work and expenses the City Physicians have vastly increased since the extension of the city limits, while the salary remained the same. This increase of labor is easily shown by instituting a comparison of the annual reports of City Physicians eight or ten years ago with those handed in during the past two or three years. Thus in 1871 one physician reports that he received 48 orders, made 331 visits and furnished 216 prescriptions, while the report of an incumbent last year, presented at your last meeting, shows 123 orders received, 892 visits made and 981 prescriptions furnished. This is a fair comparison and exhibits the proportion of the increase.

We also find that on account of the remoteness of the homes of paupers in the new wards from the centre of the city, more time is consumed now in attending city patients than formerly. Again, diseases usually prevail to a greater extent during the inclement weather of the spring and fall, when the roads are in a very bad condition. At such times it not infrequently happens that all of one half day is consumed in attending city patients.

It may be well to state here that city patients receive the same attention as our private patrons, and in fact demand more attention than if they paid the customary fees. It is the experience of every city physician that he is sent for in cases, particularly during the night, where persons who pay their physician would not think of calling one. Should we refuse to attend to these calls, they would immediately enter complaint.

It is perhaps not generally known that out of our salary we are expected to furnish medicines. According to the records kept by three of last year's incumbents the amounts thus expended ranged from one hundred and twenty-eight to two hundred dollars. It is probably within the recollection of some members of your Honorable Body that during the past three years two city physicians resigned because they were obliged to expend more than half their salary for medicines, and could not afford to give their services to the city for the amount remaining.

All of the above are indisputable facts, and we therefore express the hope that you will feel disposed to grant the prayer of your petitioners.

JULIUS SCHMITT, M. D.,
 JULIUS J. KEMPE, M. D.,
 THOS. D. SPENCER, M. D.,
 A. S. ROCKWELL, M. D.,
 LOUIS A. WEIGEL, M. D.,
 THOMAS A. O'HARE, M. D.

ROCHESTER, April 27th, 1880.

Referred to the Poor Committee.

By Ald. Kelly—Petition of taxpayers for a special policeman in the 8th and 15th wards. Referred to the Police Committee.

By Ald. Kelly—

ROCHESTER, N. Y., April 28, 1880.

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

GENTLEMEN: On behalf of the management of the great American national and astronomical clock, I would respectfully invite your honorable body to visit the Academy of Music, State street, to witness the unveiling of this

wonderful timepiece this (Tuesday) evening after your adjournment. Reserved seats have been placed at your disposal, also for the members of the city government.

Very respectfully,

JAMES H. KELLY, Manager.

Accepted.

By Ald. Chambers—Petition to lay gas mains in West Troup street.

By Ald. Chambers—Resolved, That the Rochester Gas Light Company be and they hereby are requested to extend their gas mains in Troup street from Frances to Wall street, according to the provisions of the city charter in respect thereto. Adopted.

By Ald. Chambers—

To the Honorable the Common Council:

I beg leave to submit for the consideration of your honorable body a few suggestions relating to the salary of the office which I have the honor to hold.

It will be borne in mind that in the case of nearly all judicial officers the constitution of the state prohibits a diminution of salary after the commencement of the term of office, and it will be conceded, I think, that this provision is essential to an independent discharge of the duties of such officers, and that the principal applies with especial force to the office of a Police Magistrate of a city like Rochester. During the term of four years immediately preceding my election the salary of Police Justice was \$3,000 per year, and when I abandoned an increasing professional business to accept this office, I had every reason to expect that the salary thus established would not be diminished during the term for which I was elected. On the contrary, however, a reduction of \$500 was made during the first year of my term, and for the year just closed I have been allowed only \$2,000, which was the salary paid eighteen years ago, when the business and revenue of the office were only about one-half what they are at present. At that time (1862) the revenue was only about \$6,000 and the police force consisted of only twenty-eight men, while for the past three years the income has averaged over \$10,000 per annum and the Police Department has required the services of more than eighty policemen.

Within this period of eighteen years the population and business of the city have nearly if not quite doubled, and the salaries of all city officers have been proportionately increased and have so remained, with the single exception of Police Justice. For the past three years I have been paid \$2,000 less than the sum received by my predecessor for the same length of time.

I therefore respectfully submit whether I have been justly dealt by as an elective officer of the city, and whether the importance of the office does not justly require that the salary be restored to the sum fixed at the time of my election and which was paid my predecessor.

Respectfully your obedient servant,

GEORGE TRUESDALE,
 Police Justice.

Rochester, April 27, 1880.

Referred to the Police Committee.

By Ald. Mandeville—Petition for gas mains in Goodman street and moved that the prayer of the petitioners be granted. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Otis from the Lamp Committee, Ald.

Mandeville from the City Property Committee, Ald. Weaver from the Poor Committee and the Committee on Rearranging Lamps, reported in favor of the various bills referred to their respective committees and referred them to the Finance Committee for payment.

By the Clerk—

TREASURER'S MONTHLY REPORT.
CITY TREASURER'S OFFICE, April 27, 1880.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 27th day of April, 1880, as required by section 53 of the City Charter.

	Credit Balances.
Poor Department Fund	\$11,093 97
Police Department Fund	3,008 13
Contingent Fund	6,297 04
Health Fund	142 01
City Property Fund	1,677 45
Homes for Truants Fund	9 10
Park Fund	108 11
Search Department Fund	1,111 65

Geo. D. WILLIAMS, Treasurer.

Subscribed and sworn to before me this 27th day of April, 1880.

WARHAM WHITNEY,
Commissioner of Deeds.

Ordered received, filed and published.

By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF APRIL, 1880.

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 April 5th and ending April 26th, 1880, for licenses to sell and dispose of strong and spirituous liquors, ales, wine and beer, in quantities less than five gallons at a time, to wit:

Barbara Scheffel, 164 S. St. Paul st.	\$20 00
Henry Kaul, 134 E. Main st.	20 00
Thomas Duffy, 33 W. Alexander st.	58 00
Patrick K. Hyland, 9 Hunter st.	20 00
J. W. Breaker, 54 W. ave.	47 00
Catharine Fitzgar, 45 Child st.	32 50
Louis Schissel, 61 W. av.	20 00
Margaret Gehree, 7 Wilder st.	20 00
Mary Miller, 72 North ave.	20 00
Plummer & Crumb, 11 S. St. Paul st.	20 00
Chas. Armbruster & Co., 142 Hudson st.	30 00
John Dempsey, 316 State st.	33 00
Chas. W. Page, 134 Plymouth ave.	20 00
Ellen T. Merritt, 96 Front st.	20 00
Fred. Belonger, 1 and 3 S. St. Paul st.	20 00
Syrus A. Merriam, 347 State st.	30 00
Richard Kinney, cor. Jay and Oak sts.	20 00
Jos. M. Ryan, 157 N. Water.	22 50
Isaac Weil, 160 North ave.	50 00
Philip Heberger, 241 N. Clinton.	20 00
Longin Ott, 33 West ave.	20 00
August Stoll, 54 S. St. Paul.	20 00
Araham Sichel, 71 N. Clinton.	20 00
Dennis Reardon, 91 Mill.	30 00
Anna E. Parsons, cor. State and Brown.	40 00
Theodore Leds, 130 E. Main.	20 00
Fred. C. Kuefer, 87 Hudson.	22 00
Leight & Petry, 7 Atwater.	30 00
Adam Schmidt, 132 State.	20 00
Ino Stephany, 249 N. Clinton.	20 00
J. H. Shawhan & Co., 63 E. Main.	42 50
Maggie Yattau, 4 and 6 Mill.	20 00
Nathan C. Wilbur, Driving Park.	20 00
Joseph Agrava, 126 East ave.	20 00
Joseph V. Balzer, Pinnacle ave. and Grand.	20 00
Thos. Fitzgerald, 168 North st.	21 00
John Wagner, 88 Jay.	24 50
Anna Meng, 10 Wilder.	20 00
John Mayer, 130 Hudson.	50 00
Fred'k Wagner, 13 N. Water.	20 00
Fred'k Hartley, cor. 8th and Emerson st.	20 00
Pat'k Connaughton, 196 Exchange.	35 50
Regina A. Buckley, 7 S. St. Paul.	20 00
Diehl & Veeder, 98 East ave.	50 00

Total amount received and deposited with City Treasurer, \$1,188 50
Dated Rochester, N. Y., April 26, 1880.

STATE OF NEW YORK,
County of Monroe, } ss.
City of Rochester. }

Vincent M. Smith, William F. Morrison, and Conrad Herzberger, of said city and county, being duly

sworn, depose and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from April 5th to April 26th, 1880, inclusive.

VINCENT M. SMITH,
CONRAD HERZBERGER,
WILLIAM F. MORRISON,
Excise Com'rs.
PARIS G. O'BRIEN,
Clerk.

Sworn to before me this 26th day of April, 1880.
Commissioner of Deeds in and for the city of Rochester, N. Y.

Ordered received, filed and published.

By the Clerk—
CHAP. 70.

AN ACT to further 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," and to consolidate therewith the several acts in relation to the charter of said city, as amended by chapter fourteen, laws of eighteen hundred and eighty.

Passed March 20, 1880; three-fifths being present.

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

SECTION 1. Section forty-five of 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," and to consolidate therewith the several acts in relation to the charter of said city, as amended by chapter fourteen, laws of eighteen hundred and eighty, is hereby further amended so as to read as follows:

§ 45. The Common Council shall annually determine the salary to be paid to the mayor, which shall not be less than two thousand dollars per annum, and shall also annually determine the salary to be paid to the police justice, which shall not be less than two thousand dollars per annum, and shall also annually determine the salary to be paid to the city treasurer and to any officer appointed by it, except where such officer is not, by the provisions of this act, to receive any salary, or his compensation is in otherwise provided for, which salary shall be paid from the city treasury, and shall not be diminished during the then current municipal year commencing on the first Monday of April, and neither of said officers shall receive for himself other fees, compensation or perquisites, except that the city attorney may receive for himself the taxable costs in any action brought or defended by him for said city, and in which said city shall prevail, provided the same be collected of the party adverse to said city in such action herein. The Council shall not be liable for the Council from compromising, settling, discontinuing or abandoning any action, appeal, matter or proceeding without paying, or incurring any liability for costs to any city attorney.

§ 2. This act shall take effect immediately.

CHAP. 96.

AN ACT to provide for the improvement and care of private parks in the city of Rochester in this state.

Passed April 5, 1880; 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 of this state shall annually, upon the written application of a majority of the owners of all the lots adjoining any private park in said city, within this state, owned or used in common by such owners, levy a tax upon all such lots for the purpose of defraying the expenses of making the ordinary repairs and improvements thereon, not exceeding, in any one year, ten dollars per lot. The tax shall be apportioned equally upon each of such lots, and shall be collected at the same time and in the same manner as the general city tax in said city. The amount of such tax when collected shall be paid by the city treasurer of said city to the person assigned in the application to receive it.

§ 2. This act shall take effect immediately.

Ordered received, filed and published.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

SPRINKLING CHESTNUT STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Chestnut street, from East avenue to Monroe avenue, during the season of 1880.

Adopted.

The Surveyor submitted as such estimate \$260.

By Aid. Chambers—Resolved, That the following improvement is expedient, viz.:

The sprinkling of Chestnut street, from East avenue to Monroe avenue during the season of 1880.

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, 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 Chestnut street, from East avenue to Monroe avenue, excepting the lots heretofore designated by previous ordinances to be assessed for sprinkling East avenue and Monroe avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 4th, 1880, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted

NORTH ST. PAUL STREET SPRINKLING.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling North St. Paul street from East Main street to the N. Y. C. & H. R. Railroad, during the season of 1880.

Adopted.

The Surveyor submitted as such estimate \$208.00.

By Aid. Chambers—Resolved, That the following improvement is expedient, viz.:

The sprinkling of North St. Paul street from East Main street to the N. Y. C. & H. R. Railroad, during the season of 1880.

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 \$208.00, 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 North St. Paul street from East Main street to the N. Y. C. & H. R. Railroad, excepting the lots heretofore designated by previous ordinances, to be assessed for sprinkling East Main street and Andrews street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172 of the Revised Charter of 1880 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 4, 1880, at half-past seven o'clock, at the Common Council Chamber when allegations will be heard.

Adopted.

SPRINKLING NORTH CLINTON STREET.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling North Clinton street, from Andrews street to the N. Y. C. & H. R. Railroad, during the season of 1880.

Adopted.

The Surveyor submitted as such estimate, \$156.

By Aid. Chambers—Resolved, That the following improvement is expedient, viz:

The sprinkling of North Clinton street, from Andrews street to the N. Y. C. & H. R. Railroad, during the season of 1880.

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 \$156, 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 Clinton street, from Andrews street to the N. Y. C. & H. R. Railroad, excepting the lots on the northeast and northwest corners of North Clinton and Andrews street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 the 4th, 1880, at half past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING SOUTH ST. PAUL STREET.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council, the expense of sprinkling South St. Paul street, from East Main street to the Erie canal, during the season of 1880.

Adopted.

The Surveyor submitted as such estimate \$260.

By Aid. Chambers—Resolved, That the following improvement is expedient, viz:

The sprinkling of South St. Paul street, from East Main street to the Erie canal, during the season of 1880.

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, 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 St. Paul street, from East Main street to the Erie canal, except the lots on the southeast and southwest corners of East East Main street, and South St. Paul street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., of section 172 of the Revised Charter of 1880, 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, May 4th, 1880, at 7 1/2 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

UNFINISHED BUSINESS.

Ald. Hebing moved that the following resolution be taken from the table:

To the Honorable the Common Council:

GENTLEMEN: Your special committee on printing beg leave to submit the following resolutions as their report:

Resolved, That the mayor be and he is hereby authorised and requested to contract with the Rochester Printing company to publish the official proceedings of the common council, executive board and all official notices from city officers, all notices from committees of the common council, together with 150 bound copies of the proceedings of the executive board for (\$2,500 two thousand and five hundred dollars. With the Evening Express Printing company to print the official proceedings of all departments the same as last year for two thousand dollars (\$2,000). With the two German papers (Rochester Beobachter and Rochester Volks Blatt) for the sum of seven hundred and fifty (\$750) dollars, each doing the same work as last year.

HENRY HEBING,
LEWIS EDELMAN,
S. D. WALTERIDGE,
Committee.

The resolution was taken from the table by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—11.

Nays—Ald. FitzSimons, Fee, Chambers, Mandeville, Edelman—5.

Ald. Hebing moved that the resolution be adopted.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—13.

Nays—Ald. FitzSimons, Fee, Mandeville—3. The changing of the name of North street, which was referred to the Committee on Opening and Alteration of Streets, came up.

Ald. Hart moved that the Committee on Opening and Alteration of Streets have further time to report. Granted.

Ald. Hart called from the table the following:

By the Clerk—

To the Honorable the Common Council:

GENTLEMEN:—The Board of Health respectfully represent that at the time of fixing the general appropriation for the Board of Health the sum of \$12,000 was named as the amount necessary to take the Board through the year, and that only with rigid economy. The Council fixed the sum to be raised at \$8,000. We now find that at the date of this communication the fund stands credited with \$296.86. The obligations accumulated up to the same

date for salaries of employees for collection of garbage and sundry miscellaneous bills, about \$50 of themselves, is \$680, leaving an actual deficiency of nearly \$400.

We ask that the Council this evening make an appropriation of \$1,800 for the purpose of meeting this deficiency and for the current expense to the 1st of June, 1880. Unless this is done we shall be compelled to cease all operations at once, close Hope Hospital, discharge the employees and cancel the garbage contracts.

The new charter, it will be observed, prohibits the Board of Health from incurring any liabilities beyond the amount appropriated by the Council. The matter is in your hands, gentlemen. The amount asked for must be appropriated this evening or all further proceedings by the Board of Health suspended. Respectfully submitted, by order of Board of Health.

CORNELIUS R. PARSONS, President.

EDWARD ANGEVINE, Clerk.

Rochester, March 23, 1880.

Ald. Otis moved that the communication be referred to the Health Committee, to report at the next meeting. Adopted.

Ald. Felsing presented the assessment roll for the improvement of East Main street.

Ald. Hart moved that the assessment roll be confirmed.

Adopted by the following vote:

Ayes.—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The report of the Law Committee on the claims of James E. Hayden was brought up.

Ald. Otis moved that the report lie on the table until the next meeting.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, L. M. Otis, Fee, Ira L. Otis, Walbridge, Mandeville, Felsing, Kelly—9.

Nays—Ald. Westbury, Hebing, Chambers, Wickens, Edelman, Weaver, Hart—7.

EXECUTIVE BUSINESS.

Ald. Hart moved that the Board proceed to vote for Inspector of Election for the second district of the Sixteenth Ward. Adopted.

George A. Coleman having received the requisite number of votes was declared duly elected.

Ald. Felsing moved that the Board proceed to ballot for Commissioner of Deeds and moved that the Clerk cast the ballot. Adopted.

The following named persons having received the requisite number of votes were declared duly elected: Chas. A. Widner, Julius C. Jordan, John A. Foley, John A. McGorray, Henry M. McDonald, Richard Wright, John Bieder.

Ald. Hebing moved that the Board proceed to viva voce vote for Mt. Hope Commissioner.

FIRST VOTE.

W. S. Smith received.....	7 votes
N. A. Stone	6 ..
Greenwood	1 vote
A. R. Wright	1 ..
I. W. Butts	1 ..
	16 votes

No choice.

SECOND VOTE.

Smith received.....	9 votes
Stone	7 ..
	16 votes

No choice.

THIRD VOTE.

Smith received.....	8 votes
Wright	2 ..
Stone	6 ..
	16 votes

No choice.

FOURTH VOTE.

Smith received.....	8 votes
Stone	6 ..
Wright	2 ..
	16 votes

No choice.

FIFTH VOTE.

Smith received.....	8 votes
Stone	7 ..
Wright	1 vote
	16 votes

No choice.

SIXTH VOTE.

Smith received.....	10 votes
Stone	6 ..
	16 votes

No choice.

SEVENTH VOTE.

Smith received.....	9 votes
Stone	7 ..
	16 votes

No choice.

EIGHTH VOTE.

Smith received.....	7 votes
Stone	8 ..
Martin	1 vote
	16 votes

No choice.

NINTH VOTE.

Smith received.....	5 votes
Stabs	8 ..
Martin	2 ..
Hart	1 vote
	16 votes

No choice.

TENTH VOTE.

Smith received.....	4 votes
Stone	7 ..
Martin	3 ..
Wright	1 vote
Reynolds	1 ..
	16 votes

No choice.

Ald. Weaver moved that further balloting be postponed until the next meeting. Adopted.

By Ald. Kelly—Resolved, That the Rochester Gas Company be requested to lay gas mains in Lyell street, from Lyell street bridge to the city line. Adopted.

By Ald. Weaver—Resolved, That the Poor Committee be, and they are hereby authorized and instructed to advertise for proposals and receive bids for furnishing the Poor Department with supplies, embracing such articles and in such quantities as, in the opinion of said committee, shall be for the best interests of said Poor Department, reporting to this Council the result of their actions with recommendations. Adopted.

Ald. Hart moved that when the Poor Committee make their report they present the bids. Adopted.

By Ald. Weaver—Resolved, That the Overseer of the Poor be and is hereby directed to first obtain the written consent of the Committee of this Council on the support and relief of the poor before removing any person hereafter to any hospital or asylum of this city when such person is to be supported and maintained at the city's expense, except in cases of accident when the immediate transfer of the person injured is demanded. Adopted.

Resolved, That the Overseer of the Poor be and is hereby instructed to transfer, under the direction of the Poor Committee, from the City and St. Mary's Hospitals to the County

Alms House and Hospital, all such persons as in the discretion of such committee ought to be removed, and who are maintained at the city's expense.

Adopted.

Ald. Felsing moved that the Clerk correct an error in the assessment roll on the sprinkling of East avenue from Alexander street to Goodman street. Adopted.

By Ald. Felsing—Whereas, Lots Nos. 5, 6, 7, 8 and 9 of the B. Werhies subdivision tract, Nelson, now Meigs street, Twelfth Ward, were assessed for General City Tax, 1886, 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 April 3d, 1880, 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 25 cts with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE.

ROCHESTER, N. Y., April 3d, 1880.

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 1879 to Mary Scanlin, viz.: Lot No. 6, B. Werhies' subn tract, east side of Meigs street, Twelfth Ward, 40 feet front, 39 feet rear, and 115 feet deep, and that the owners of said property should pay as her portion of General City Tax, 1886, the sum of 25 cts, 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,

WM. MAHER,

Assessors.

CITY TREASURER'S OFFICE,

Rochester, N. Y., April 3d, 1880.

(A true copy.) GEO. D. WILLIAMS, Treasurer.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimmons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. Felsing—Whereas, The Executive Board of the city of Rochester have increased the wages of the laboring employees of the city 12½ per cent., which percentage at one dollar per day is meagre indeed; and

Whereas, Other employers at a higher rate of wages (labor being in demand) take from the labor market the best men, leaving the city at a disadvantage; and

Whereas, The return of prosperity in every department of industry and the greatly enhanced prices of commodities, rents and labor will no longer justify the city in the payment of starvation wages to its employees, therefore, be it

Resolved, That it is the sense of this Common Council of the city of Rochester that the employees of the city receiving \$1.50 a day and under that their wages be increased 25 per cent.

Resolved, That the City Clerk notify the Executive Board of the passage of these resolutions.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Chambers, Mandeville, Felsing, Edelman, Kelly, Hart—9.

Nays—Ald. FitzSimmons, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—7.

By Ald. Mandeville—Resolved, That a license be granted to P. T. Barnum to exhibit his circus in this city May 21st, 1880, on his paying into the City Treasury the sum of fifty dollars. Adopted.

By: Ald. Mandeville—Resolved, That the Mayor be and he is hereby authorized and re-

quested to contract with the Herald Publishing Company for the publication of the proceedings and city notices for one year for the sum of \$2,000.

Ald. Hart moved that the resolution lie on the table until the next meeting. Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Weaver, Hart—10.

Nays—Ald. FitzSimmons, Fee, Mandeville, Felsing, Edelman, Kelly—6.

Ald. Otis presented a petition from a large number of citizens in regard to the retention of B. F. Blackall as Superintendent of Fire Alarm Telegraph, and offered the following:

Resolved, That B. F. Blackall be and hereby is appointed Superintendent of Fire Alarm Telegraph of this city during the pleasure of the Common Council.

Ald. Hebing moved that the Board proceed to a *via voce* vote for Superintendent of Fire Alarm Telegraph.

Ald. Hart raised a point of order that it was out of the jurisdiction of the Common Council to appoint a Superintendent of Fire Alarm Telegraph.

The President decided the point of order not well taken.

Ald. Kelly moved to refer the matter to the Executive Board.

Lost by the following vote:

Ayes—Ald. Tracy, Fee, Chambers, Felsing, Kelly, Hart—6.

Nays—Ald. FitzSimmons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver—10.

Ald. Tracy moved that the matter lie on the table until the next meeting and that the Executive Board be requested not to make any change of Superintendent of Fire Alarm Telegraph in the meantime.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimmons, Fee, Ira L. Otis, Chambers, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—12.

Nays—Ald. Westbury, L. M. Otis, Hebing, Walbridge—4.

By Ald. FitzSimmons—Resolved, That the chairmen of the several committees having funds in their charge are invited to furnish the Finance Committee before the first meeting in May with an estimate of the amount which they will require for the expenses of their several funds during the ensuing year. Adopted.

By Ald. FitzSimmons—

Whereas, Under the recent act of the Legislature a commission had been appointed clothed with powers heretofore held by the Common Council; and,

Whereas, It devolves upon the City Property Committee to find suitable quarters in which to hold the meetings of the commission; therefore,

Resolved, That the use of this Common Council Chamber be and it is hereby made over to said Railroad Commissioners, provided the Commissioners will allow the Common Council to use the chamber at such times as shall not interfere with the workings of said commission.

Ald. Mandeville moved that the resolution lie on the table until the next meeting. Adopted.

By Ald. FitzSimons—

Whereas, The recent act of the Legislature disfranchising the common council and removing all legal barriers against aggressions and encroachments of the New York Central railroad, and placing the most important interests of the city in the absolute discretion of a commission, in the making up of which citizens who had maintained a manly attitude in behalf of the interests of the city were studiously excluded and their places filled by those who were thoroughly committed to the acceptance of any plan the railroad company may choose to impose; therefore,

Resolved, That while we do not question the sincerity and good faith of many of those who assented to the measure and who consented to act on the commission, we do most unqualifiedly denounce and condemn the manner in which the bill was gotten up and the commissioners selected and the indecent haste with which the bill was passed.

Ald. Kelly moved that the resolution be indefinitely postponed. Adopted by the following vote :

Ayes.—Ald. Tracy, Westbury, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Weaver, Kelly—9.

Nays.—Ald. FitzSimons, L. M. Otis, Fee, Hebing, Mandeville, Edelman, Hart—7.

By Ald. FitzSimons—Resolved, That the city's interest in the following tax sale be assigned to J. E. Furlong, upon his paying the amount of the assessment, interest and expenses to the date of the assignment: Eighth ward, middle pt. lot 273, Rapids tract, Magnolia street, sold June 20th, 1878, for Magnolia Street Improvement, No.1,

Ald. Ira L. Otis moved that a special railroad committee be named by the chair, consisting of three members of this Council, in place of the railroad committee of last year.

Lost by the following vote:

Ayes—Ald. Ira. L. Otis, Kelly—2.

Nays—Ald Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Hart—14.

Ald. L. M. Otis moved that the Board proceed to a viva voce vote for Constable for the 4th ward. Adopted.

Thos. Goulding having received the requisite number of votes was declared duly elected.

On motion of Ald. Hebing, the meeting then adjourned

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council, May 4, 1880

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

Ald. Hebing presented a petition for water mains in Grand street and moved its reference to water works committee and Executive Board. Adopted.

Ald. Fee presented the petitions of John Day and P. J. McMenomey for permission to erect wood buildings and moved that the prayer of the petitioners be granted. Adopted.

By Ald Chambers.—Petition of Charles Nolan for permission to erect a wood building and moved its reference to the wood building committee and Fire Marshal.

Ald. Otis moved as an amendment that the prayer of the petitioner be granted.

Lost by the following vote :

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Mandeville, Wickens, Weaver—8.

Nays—Ald. Tracy, Fee, Chambers, Walbridge, Felsing, Edelman, Keily, Hart—8.

The original motion was then adopted.

By Ald. Chambers—Petition to lay water mains in Clean street. Referred to the Water Works Committee and the Executive Board.

By Ald. Walbridge—Petition of Alexander Trentman for permission to erect a wood building. Referred to the Wood Building Committee.

By Ald. Mandeville—Bills of

Rochester Gas Co., gas in City Hall and Front street building.....\$131 67

Referred to City Property Committee.

By Ald. Felsing—Petitions of Francis J. Spies and Joseph Wolf for Permission to erect wood buildings, and moved that the prayer of the petitioners be granted. Adopted.

By Ald. Weaver—Bill of

H. C. Rose, rearranging lamps.....\$106 58

Referred to the Special Committee on Rearranging Lamps.

By Ald. Weaver—Bills of

John Hart, shoes.....	\$ 45 60
S. B. Roby, rent of coal yard.....	29 17
S. Wheeler, rent.....	8 00
A. H. Crk, groceries.....	11 00
Williamson & Higbie, stationery.....	6 30
Mensing & Stecher, printing.....	60 00
Zegewitz & Fisher, meat.....	50 00
Smith, Perklas & Co., groceries.....	40 80
Geo. F. Merz, flour and meal.....	197 00
Williamson & Higbie, stationery.....	13 30
A. Zimmer, meat.....	25 00
Schofield & Darling, transportation.....	25 75
K. P. Shedd, groceries.....	40 00
Geo. F. Merz, flour add meal.....	73 50
Bulkley & Richmond, groceries.....	25 09
P. W. Taylor, disbursements.....	31 75

Referred to Poor Committee.

By Ald. Hart—

To the Honorable Common Council of the City of Rochester :

The undersigned, who have asked for the opening and extension of Graves street across their property, hereby offer to give the necessary strip of land (18 feet) for that purpose in consideration of the City of Rochester deeding with the other owners of the property adjoining thereto, that portion of Aqueduct street as laid down on the map of Carroll, Fitzhugh and Rochester filed in Monroe County Clerk's office, 1822, which lies east of a line drawn from the southwest corner of lot seventeen on said map southerly parallel with the present wall along the west bank of the Genesee river.

Estate of ISAAC BUTTS,

per Cooke & Pond, Attorneys.

Dated May 4th, 1880.

Referred to the Law Committee.

By Ald. Kelly—Petition for a sewer in Wackerman street. Referred to Sewer Committee.

By Ald. Ira L. Otis—Bills of

D. T. Hunt, postage stamps, Assessors.....	\$ 14 99
W. I. Hanford, serving notices.....	21 84
J. C. Moore, blank books.....	73 25
Rochester Printing Company, copies of Daily, &c.....	92 25

Referred to Contingent Expense Committee.
By Ald. Hart—Bills of

B. Frank Enos, expenses.....	\$ 41 16
Rochester Printing Co.....	28 52

Referred to Police Committee.

REPORTS OF STANDING COMMITTEES.

ROCHESTER, May 4th, 1880.

To the Honorable the Common Council:

GENTLEMEN: Your committee on water works and reservoirs respectfully report that they have carefully examined the petitions on file for the extension of water mains during the present season. The petitions and recommendations amount so far to about \$60,000. Your committee in conjunction with the executive board have concluded that a portion of these petitions should be granted now and the balance left over for further consideration later in the season. The following list of streets has been selected by your committee, in which they recommend that water pipes be first laid during the present season at an estimated cost of \$29,000. And in conformity with such recommendation they respectfully offer the subjoined resolution. Respectfully submitted.

HENRY HEBING,
N. MANDEVILLE,
W. G. WEAVER,

Water works committee.

By Alderman Hebing—Resolved, that the executive board be and it is hereby directed to immediately proceed to contract for the necessary materials and to extend the water mains in the following named streets in accordance with the recommendation of the water works committee submitted herewith.

ROCHESTER, N. Y., May 4, 1880.

List of streets in which the water works committee recommend that water mains be laid immediately.

Third ward—Court street, from near Exchange street to near Genesee river; Spring street from Caledonia avenue to South Ford street.

Fifth ward—Almira street, from Lowell street northerly to end of Almira street; Bismarck Place, from North St. Paul street about 500 feet west; Evergreen street, from North St. Paul street to Conkey avenue; Livingston street, from North St. Paul street to building of Curtice Brothers; Scrantom street, from North St. Paul street to North Clinton street; North St. Paul street, from Avenue "A" to Avenue "E."

Sixth ward—Holland street, from New York Central and Hudson River railroad to Nassau street; Union alley, from Andrews street to Clinton Place.

Seventh ward—Brighton avenue, from Meigs street to Goodman street; Griffith street, from present end of pipe to Union street; Meigs street, from Broadway to Pearl street; Pearl street, from Averill street to Meigs street; Savannah street, from Court street to George street.

Eighth ward—Cady street, from present end of pipe westerly to Seward street; Clifton street, from South Francis street to Saxe street; Frost avenue, from present end of pipe westerly to Seward street; Genesee street, from West avenue to Clifton street; Julia street, from present end of pipe to West avenue; Penn street, from South Francis street to Summer street.

Ninth ward—Kent street, from Jay street to Smith street; Lind street, from Bolivar street to Oak street; Moore street, from Lyell street to New York Central and Hudson River railroad; Rowe street, from Lake avenue to First street; Saratoga avenue, from Lorimer street to Vernon street; Vernon street, from Saratoga avenue to Backus avenue.

Tenth ward—Alexander street, from East avenue to Charlotte street; Swan street, from present end of pipe to East Main street; Union street, from

Weld street to Ontario street; University avenue, from Scio street to East Main street.

Eleventh ward—Lime street, from Saxton street to Child street; Smith street, from Saxton street to Child street; Saxton street, from Maple street to 200 feet south.

Twelfth Ward—Sanford street, from near South avenue to Mount Hope avenue.

Thirteenth ward—Elizabeth place, from North street to end of place; Henry street, from Herman street to Vose street; Mark street, from Hudson street to North street; Rauber street, from North Clinton street to St. Joseph street.

Fourteenth ward—Hollister street, from present end of pipe to Channing street; Lincoln street, from Channing street to Lansing street; Lansing street, from Lincoln street to Hollister street.

Sixteenth ward—Crescent avenue, from Avenue A to Avenue B, Vick park; Park avenue, from Avenue A, Vick park to Wilder place.

[NOTE The pipe to be laid in these two streets whenever a petition signed by a majority of the property owners on said streets, between the points designated above, shall be presented in accordance with the terms of the charter.]

Ald. Hart moved that Goodman street from Vick Park to Monroe avenue be added when a majority petition is handed in.

Lost by the following vote:

Ayes.—Ald. Tracy, Fee, Chambers, Walbridge, Felsing, Wickens, Edelman—7.

Nays.—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Mandeville, Weaver, Hart—8.

The report of the Water Committee was then adopted.

By Ald. Hebing—

ROCHESTER, N. Y., May 4, 1880.

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

GENTLEMEN: Your Water Works Committee beg leave to call your attention to the recommendation contained in the recent message of his honor, the mayor, in relation to acquiring certain rights in the mill property at foot of Hemlock lake, commonly known as the Hoppough mills.

The facts are quite fully stated by the mayor and are well known to many of the alderman. Briefly recapitulated they are as follows:

By section 8 of chapter 754, laws of 1873, the board of Water Commissioners, as agents of the city of Rochester, are authorized to enter upon control and use the waters of Hemlock and Canadice lakes, for the purpose of procuring a water supply for said city and are empowered to raise the surface of said lakes two feet and draw them down eight feet below low water mark. The same power is conferred on the Executive Board by section 150, of the revised city charter. At Hemlock village, about $1\frac{1}{2}$ miles below the foot of Hemlock lake, is located the Hoppough flouring mill and saw mill, with about 13 feet head and a pond covering 128 acres, and setting back the water to within 1,000 feet of Hemlock lake and maintaining the surface of the pond one foot below low water in the lake. It will thus be seen that to enable the city to supply the mills on Honeoye creek below Hemlock village, at the same time the city is supplied, and to a depth eight feet below low water in the lake, would require that the mill dam should be lowered seven feet, but as it would probably not be judicious to make arrangements to draw quite so deep to supply the mills as can be done to supply the city, it is believed that it would be best to cut down the crest of the dam not more

than five or five and one-half feet, which would leave a head of 7½ to 8 feet on the wheels, thus leaving a valuable power for custom milling.

This Hoppough mill property also includes the ownership of the artificial bulkhead at the lake and also the natural outlets thereof.

The bulkhead is designed for the very purpose required by the city, and the control of the land at the foot of the lake, which is a part of this property, will enable the city to prevent any unauthorized interference with the channels or the waters of the lake.

Your Committee are of the opinion that the city should negotiate for and purchase this whole property and then advertise and sell such rights in it as it does not desire to retain. In this way it is believed that the whole cost to the city need not exceed \$8,000.

The importance of this matter to the city cannot well be exaggerated and your committee recommend the adoption of the subjoined resolution. Respectfully submitted.

HENRY HEBING.

W. MANDEVILLE,

D. G. WEAVER,

Water-Works Committee.

By Ald. Hebing—Resolved, That the Water Works Committee be and it is hereby authorized and directed to negotiate with the owners of the Hoppough Mill property (so-called) at Hemlock Lake for the purchase of the same by the city and report to this Board. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., May 4, 1880.
By Ald. FitzSimons—Resolved, That the Treasurer pay as follows, when there are funds applicable.

CONTINGENT FUND.

MONTHLY PAY ROLL FOR APRIL, 1880.

Cornelius E. Parsons, Mayor.....	\$208 33
Geo. D. Williams, City Treasurer.....	283 33
Albert G. Wheeler, City Attorney.....	150 00
Oscar H. Peacock, City Surveyor.....	166 65
L. M. Mandeville, City Clerk.....	137 50
David McKay, City Assessor.....	150 00
August M. Koeth, ..	150 00
Wm. Mahar, ..	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell, ..	150 00
J. H. McMath, Clerk ..	30 00
Francis J. Irwin, City Messenger.....	33 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building..	37 50
W. C. Gray, Assistant Surveyor's Office.....	66 00
C. E. Parsons, Draughtsman ..	44 00
W. J. Stewart, Chairman ..	32 33
Ambrose Redman, Rodman ..	58 34
Peter Sheridan, Assistant in Clerk's Office....	116 66
E. W. Williams, salary for April.....	62 56
Warham Whitney, salary for April.....	62 56

MISCELLANEOUS.

E. A. Frost, records County Clerk's office.....	21 80
E. McSweeney, cigars.....	8 25
Swinburn Bros., printing.....	11 75
W. and L. E. Gurley, repairing level in Surveyor's office.....	15 60
J. Corbin, serving notices.....	16 84
Union and Advertiser, printing.....	10 00
C. E. Morris & Co., stationery.....	111 05
Bell Telephone Company, rent of instrument to Oct. 15, 1880.....	20 00
J. R. Chamberlain, rubber bands.....	2 48
John H. Martindale, disbursements.....	29 90
F. M. Enos and F. J. Schaeffer, making notices.....	342 00
George D. Williams, expenditures.....	200 11
Leary & Co., refreshments.....	189 00
And charge that fund.	

POOR DEPARTMENT FUND. MONTHLY PAY ROLL FOR APRIL, 1880.

Porter W. Taylor, Overseer.....	\$116 66
John E. McDermott, Assistant Overseer.....	50 00
John T. Tracy, bookkeeper.....	66 67
Jacob Luit, clerk.....	40 00
Fred. Guac, clerk.....	20 00
Dr. Kempe, City Physician.....	41 67
Dr. Weigel, City Physician.....	41 67

Dr. Schmitt, City Physician.....	41 67
Dr. Rockwell, City Physician.....	41 67
Dr. O'Hare, City Physician.....	41 67
Vincent M. Smith, Excise Commissioner.....	41 67
C. Herzberger ..	41 67
Wm. F. Morrison ..	41 67
Paris G. Clark ..	41 67

MISCELLANEOUS.

John Fischer, meat.....	50 00
John Hahn ..	50 00
A. H. Cork, groceries.....	19 75
Express Printing Co., printing notices for Excise Commissioners.....	2 80
Schofield & Darling, transportation.....	36 67
G. Manell, druggs.....	20 15
Louis Boss, bread and crackers.....	203 63
J. E. Butterfield, transportation.....	9 50
C. E. Row, soap.....	45 00
Church Home, board of inmates.....	367 40
Bulkeley & Co., groceries.....	12 00
Joseph Schutte, Overseer's disbursements.....	87 38
Rochester Orphan Asylum, board of inmates.....	783 43
L. A. Wheeler, meat.....	100 00
Burke, FitzSimons, Hone & Co., dry goods.....	18 00
Goetzman & Son, soap.....	71 50
B. O'Reilly, burials.....	109 50
H. Langsch, meat.....	70 00
Caspar Fromm.....	25 00
Adam Vogel, ..	25 00
Henry Heddtch, ..	100 00
P. Joyce, burials.....	37 00
St. Mary's Orph. Asy., bd. inmates.....	855 48
City Hospital, ..	1,266 24
Industrial School, ..	466 62
Home of Industry, ..	158 06
Home for the Friendless, bd. inmates.....	140 50
St. Joseph's Orph. Asy. ..	826 80
St. Patrick's ..	664 68
St. Mary's Hospital.....	3,077 00
M. Heavey, transportation.....	10 00
Smith, Perkins & Co., groceries.....	219 91
P. H. Curran, meat.....	100 00
C. H. Babcock, balance on coal contract.....	1,524 00
And charge that fund.	

CITY PROPERTY FUND.

John Nagel, sealing weights and measures...\$	28 15
Cooney & Co., coal City Hall.....	23 75
Wm. Connors, hardware.....	3 97
Parsons & Gallagher, lettering signs.....	4 00
Henry Goetzman, ice.....	24 00
Samuel Motson, soft soap.....	3 50
J. B. Chamberlain, rubber packing.....	3 37
W. Waldert, hardware.....	1 10
Geo. W. Aldridge, labor, &c.....	71 45
E. Emerich, salary taking care city clocks to May 1, 1880.....	62 50
And charge that fund.	

POLICE DEPARTMENT FUND.

Geo. Truesdale, Police Justice.....	\$187 50
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POLICE PAY ROLL FOR APRIL, 1880.

Alex. McLean.....	\$130 00
Samuel Brown.....	75 00
Peter Hughes.....	75 00
W. J. Rogers.....	75 00
Thos. Lynch.....	75 00
Peter Lauer, Jr.....	75 00
P. C. Kavanaugh.....	75 00
Ferry Marzluff.....	75 00
Thos. A. Burchell.....	75 00
Caleb Pierce.....	75 00
Henry Baker.....	75 00
Jos. P. Cleary.....	75 00
Frank B. Allen.....	65 00
W. R. M'Arthur.....	65 00
Jacob Frank.....	65 00
John C. Hayden.....	65 00
Hugh Johnston, 28 days.....	60 76
Hugh Clark.....	65 00
John H. Dana.....	65 00
Ed. Van Vorst.....	65 00
John C. M'Quatters.....	65 00
Wm. White.....	65 00
Thos. Dulew.....	65 00
Fred. Griebel.....	65 00
Patrick H. Sullivan.....	102 00
Chas. M'Cormick.....	75 00
Jos. S. Roworth.....	75 00
Wm. F. Lush.....	65 00
Barth. Crowley.....	65 00
Robt. Burns.....	65 00
Ralph Bendon.....	65 00
Jacob Harter, 29 days.....	62 93
Thos. Crouch, 29 days.....	62 93
Andrew Connolly.....	65 00
Wm. P. O'Neil.....	65 00
Benj. C. Further.....	65 00
Wm. Keith.....	65 00
B. Horchler.....	65 00
John Mitchell.....	65 00

Robt. M'Kee.....	65 00
Chas. E. Fowler, 28 days.....	49 91
Michael Brady.....	65 00
Wm. M. Kelvy.....	65 00
Joseph Legler, 28 days.....	60 76
Wm. H. DeWitt.....	65 00
Nicholas J. Loos.....	65 00
Robert Sloan.....	65 00
Samuel Schwartz.....	65 00
Ja. J.anson.....	65 00
Patk. Hoctor.....	65 00
George Smith.....	65 00
Lewis Jesserer.....	65 00
Frank Vahue, 26 days.....	56 42
Michael Cain.....	65 00
Wm. Burgess.....	65 00
Michael Hynes.....	65 00
Chas. Hart, 19 days.....	41 23
Frank D. Fay.....	65 00
Geo. Hofter.....	65 00
James P. Flynn.....	65 00
John Monaghan.....	65 00
John B. Davis.....	65 00
Henry D. Shove, 29 days.....	62 93
Michael Wolf, Jr., 29 days.....	62 93
John M. Reis.....	65 00
Charles W. Hart.....	65 00
Wm. Laragy.....	65 00
Louis Noldt.....	65 00
Jerry Twaig, 28 days.....	60 76
Ed. McDonouch.....	65 00
Older Oliver.....	65 00
John Dean.....	65 00
Jos. St. Helens.....	65 00
Peter Hess.....	65 00
Daniel Goulding, Jr.....	65 00
Patrick Holloran.....	65 00
Henry Graven, 29 days.....	62 93
Chas. Siefferd.....	65 00
Frank S. Skuse, 29 days.....	62 93
Oliver A. Youl.....	65 00
Frederick Kipplut.....	65 00
Mich. Hyland.....	65 00
Jacob Markey.....	60 00
B. Frank Enos, Clerk of Commissioners.....	116 67
And charge that Fund.....	

LAMP DEPARTMENT FUND.

Citizens' Gas Company, rearranging lamps.....	\$ 65 72
Goodale & Stiles, burners.....	44 00
Howe & Snyder, labor and material.....	14 00
National Gas Light Co., care lamps, &c., March.....	595 00
Citizens' Gas Co., lighting, &c., March.....	2,502 50
Wm. Connors, repairing lamps.....	46 00
Rochester Gas Co., lighting, &c., March.....	2,046 00
Citizens' Gas Co., miscellaneous.....	10 65
R. E. Gay, care lamps March.....	662 03
E. F. Thomas, 300 lamp pots.....	51 00
Citizens' Gas Co., for April.....	2,504 77
National.....	595 00
Goodale & Stiles, burners.....	25 20
Rochester Gas Co., for April.....	2,049 20
Citizens' Gas Co., work, &c.....	22 60
R. E. Gay, care lamps for April.....	662 35
Citizens' Gas Co., rearranging lamps.....	95 94
Gilbert Brady, paving streets.....	89 45
Citizens' Gas Co., rearranging lamps.....	142 25
And charge that Fund.....	

EXECUTIVE BOARD OF THE CITY OF ROCHESTER, }
 OFFICE CITY HALL, Rochester, May 4, 1880. }

To the Common Council:

The annexed accounts have been duly examined, audited and settled by the Executive Board, and are by resolution of said Board hereby certified to the Common Council for payment in accordance with section 148 of the City Charter.

Respectfully, THOS. J. NEVILLE, Clerk.

Water Works Department.

Union Meter Co., meters and repairs.....	\$ 368 90
Rochester Printing Co., printing.....	20 75
L. Gardner, painting fountains.....	3 60
S. E. Stuart & Co., coal for pump house.....	-54 00
H. T. King, ice for office.....	4 35
H. Brewster & Co., timothy and cloverseed.....	42 00
A. M. Semple, kerosene oil.....	10 24
W. G. Martens, badges for services and repairs.....	13 20
N. T. Hackstaff, printing blanks.....	15 50
Thos. J. Neville, postage stamps for W. W. National Meter Co., sales of meters.....	40 00
Disbursements of Inspecting Conduit Line.....	157 00
	11 75

Fire Department.

Dr. J. Jones, surgical services.....	\$ 50 00
L. W. Wehn, hay and straw.....	47 59
J. E. McKenzie, horseshoeing.....	42 00
H. C. Davis, vitriol &c.....	36 11
L. S. Gibson, disbursements.....	13 10

Geo. W. Aldridge, repairs to engine house.....	257 10
Rochester Gas Light Co., gas.....	17 60
A. Drinkwater, V. S., services.....	25 50
H. Brewster & Co., brooms.....	3 75
S. A. Millington, painting apparatus.....	32 00
Thos. Brooks, wares repairs.....	7 25

Highway Department.

S. Williams, cutting cross-walk stones.....	\$ 81 37
F. C. Lauer, stone chips.....	21 25
J. W. McKinley & Son, hardware and nails.....	15 17
A. H. Kasseall, stabling horse.....	10 00
Buffalo Steam Gauge & Lantern Co.....	2 00
N. T. Hackstaff, sidewalk repairs blanks.....	3 00
M. Gallagher, lever and stone hammer handles.....	8 90
H. A. Kingsley, nails, &c.....	5 75
J. McCormick, cutting cross-walk stones.....	50 87
J. G. Templeton, cutting cross-walk stones.....	27 61

Local Improvement Department.

W. M. Webb, final estimate Bay street plank walk.....	\$ 40 00
F. C. Lauer, estimate No. 2, Exchange street sewer.....	1647 00
Benjamin F. Butler, inspecting Exchange st. sewer.....	24 00
A. C. Bowen, final estimate Thompson street walk.....	29 21

Ald. FitzSimons withdrew the Finance Budget for the present.

Ald. Mandeville from the City Property Committee, Ald. Weaver from the Poor Committee and Special Committee on Rearranging Lamps, Ald. Ira L. Otis from Contingent Expense Committee, Ald. Hart from the Police Committee, moved that the various bills be referred to the Finance Committee for payment. Adopted.

By Ald. Edelman—Resolved, That the Buffalo Steam Gauge Company, Charles A. Jeffords, Carl Lomb, Jno. Snow, J. I. Row, James Sargent and L. I. Parsons have permission to erect wood buildings according to the prayer of their several petitions under the direction of the Fire Marshal and Wood Building Committee. Adopted.

By Ald. FitzSimons—

Resolved, That the amounts set opposite the several funds in the schedule attached hereto 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 81, title 5, City Charter.

SCHEDULE.

For lighting the city.....	\$55,000 00
For support of the police.....	59,000 00
For general contingent expenses.....	40,000 00
For support and relief of poor.....	40,000 00
For Board of Health.....	3,600 00
For support of common schools as follows:	
To lease, alter and improve school houses, their out-houses 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.....	108,632 00
For erroneous assessments.....	123,632 00
For City Property Fund.....	1,123 82
For Park Fund.....	4,500 00
For Park Fund.....	2,000 00
For payment of notes given for deficiencies in the following funds:	
Poor Fund.....	\$12,000 00
Lamp Fund.....	5,000 00
Park Fund.....	100 00
Police Fund.....	10,000 00
For payment of twenty bonds of \$1,000 each, given for relief of soldiers' families, due May 1st, 1880.....	27,100
For Executive Board, as per their requisition:	
For Fire Department Fund.....	30,000 00
For extension of water pipe.....	35,000 00
For care and maintenance of streets and avenues, including street cleaning and repairs to sewers and bridges.....	40,800 00
For repairs and care of avenues.....	4,200 00
For salaries of Commissioners.....	6,000 00
For interest on bonded debt, as follows:	

SEVEN PER CENTS.

One year on \$51,000, floating debt.	\$3,370 00
One year on \$60,000, floating debt.	4,200 00
One year on \$130,000, floating debt	10,500 00
One year on \$15,000, Clarissa street bridge.	1,050 00
One year on \$12,686.13, Arsenal site.	883 02
One year on \$335,000, City Hall.	23,450 00
One year on \$125,000, Free Academy building.	8,750 00
One year on \$15,000, Free Academy site.	1,050 00
One year on \$5,000, Monroe avenue cemetery.	350 00
One year on \$15,000, Monroe ave. school.	1,050 00
One year on \$50,000, deficiency loan.	3,500 00
One year on \$410,000, funding loan 1875.	28,700 00
One year on \$20,000, No. 5 school.	1,400 00
One year on \$3,182,000, water works.	222,740 00
One year on \$600,000, R. & S. L. F. R.	42,000 00
One year on \$150,000, R., N. & P. R. R.	10,500 00
SIX PER CENTS	
One year on \$20,000, relief soldiers' families.	\$ 1,200 00
One year on \$25,000, Main street widening.	1,500 00
One year on \$20,000, steam fire engines.	1,200 00
	\$367,598 02
Less amount to be turned over by Executive Board as surplus receipts over expenditures.	45,000 00
Total to be raised for interest	\$322,598 02
	\$314,558 34

Ald. Hart moved to amend that the police fund be fixed at \$64,000.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Kelly, Hart—13.

Nays—Ald. FitzSimons, Hebing, Weaver—3.

Ald. Mandeville moved that the amount for the Board of Health fund be fixed at \$12,000.

Ald. Hebing moved to amend that the amount be fixed at \$10,000.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays—Ald. FitzSimons, Ira L. Otis—2.

Ald. Mandeville's resolution was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The tax levy was then ordered published. By Ald. Chambers—Petition for improvement of St. Joseph street. Referred to Improvement Committee.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

ROCHESTER, N. Y., May 4, 1880.

To the Hon. Common Council:

I hereby certify that the property owners on Avenue "B," Vick Park, have presented a majority petition for the extension of the water mains, and are therefore liable for assessment on the water works debt. The Executive Board therefore request that your hon-

orable body instruct the city assessors accordingly. Respectfully,

THOS. J. NEVILLE, Clerk.

Alderman L. M. Otis moved that the assessors be instructed accordingly.

By the Clerk—

IN BOARD OF EDUCATION, May 3, 1880.

Com. Crittenden, from the Finance Committee presented the following:

To the Honorable the Board of Education:

Your Committee on Finance respectfully report that it will be necessary and proper to raise for the school year commencing on the first Monday of September, 1880, the following sums:

First—For teachers' wages and contingent expenses.	\$108,632 10
Second—To lease, alter, improve and repair school houses and their outhouses and appurtenances.	10,000 00
Third—To purchase and improve sites, and to build and enlarge school houses.	15,000 00

Your committee recommend that a resolution be adopted by this Board determining and certifying to the Common Council the above sums as in the opinion of said Board necessary and proper to be raised for the several purposes hereinbefore mentioned and specified.

The amount to be raised for teachers' wages and contingent expenses is \$13 per capita on the average daily attendance of resident pupils in the several public schools of this city for the year ending on the first day of May, 1880, as shown by the sworn statement of the Superintendent, hereto annexed, which is made up from the monthly reports of the several schools, each of which has been duly sworn to by the principals making the same, and is as follows:

TOTAL AVERAGE DAILY ATTENDANCE.

For May, 1879.	7,933
June, 1879.	8,008
September, 1879.	8,315
October, 1879.	8,607
November, 1879.	8,429
December, 1879.	8,327
January, 1880.	8,197
February, 1880.	7,663
March, 1880.	7,214
April, 1880.	6,974

General daily average attendance for the

Year 7,971 7-10

From the foregoing it will appear that during the first six months—from May 1, 1879, to January 1, 1880,—the average daily attendance was much greater than during the last four months. This was caused by the prevalence of contagious diseases, particularly measles, which during the past winter has been quite pandemic in its character. The average daily attendance for the first six months named was 8,278 1-6, while for the last four months it was only 7,512.

The attendance for the first six months, had it continued through the year, as it most probably would have done but for the causes mentioned, would have entitled the Board to an appropriation of \$107,616.16.

From the statement of the average daily attendance of the different months, it will be seen that the difference in the attendance for the months of October and April (the highest and lowest) was 1,633.

From a careful examination of the details of income and expenditures in the past years—coupled with the facts bearing on comparative attendance—the last as compared with preceding years, it is, in our judgment indisputable, that the full amount stated be allowed.

The steadily increasing influence and patronage of the schools are evidenced by the fact that about \$5,450 has been requisite to liquidate the wages of the added corps of teachers during the past year.

The utmost economy has been applied, and even with the deductions of the past year from teachers' wages, the appropriation of the Common Council in 1879 has been insufficient to meet the payment of teachers and for contingent expenses.

In the opinion of the committee, the appropriation asked for is absolutely required to enable the Board to conduct its financial affairs upon a legitimate business basis—one which would be adopted by any properly governed firm or individual, in that department; thus avoiding an accumulation of indebtedness, or reliance upon a future appropriation to cancel past obligations.

For the past two years the insufficiency of the building and repair funds has been very apparent. For many years the repair fund particularly has proven wholly inadequate to meet the ordinary demands necessary to keep the school buildings in a proper condition of repair, and as a consequence many of the buildings have suffered therefor. Realizing these

facts, the Board have asked an amendment to the city charter permitting the Common Council to raise the appropriation for the repair fund from \$5,000 to \$10,000 when a necessity therefor shall arise. The Common Council have approved the proposed amendment, and the act will soon become a law if it has not already. This will provide a much needed relief; and if the Common Council shall appropriate the maximum amount this year, the probabilities are, that another year, the full sum will not be required.

The absolute necessity for a new school building in number 21 district, will, with the completion of number 4, and with proposed additions to other buildings, require the full amount of \$15,000 for the building fund.

Accompanying this report is the certificate and affidavit of the Superintendent, as to the average daily attendance of pupils, and the draft of a communication to the Common Council certifying to the funds required.

All of which is respectfully submitted.

DEL. CRITTENDEN,
W. G. MARTENS,
CHAS. H. GRANGER,
HENRY BEMIS,
GEO. WELDON.

Dated May 8, 1880.

To the Common Council of the City of Rochester:

Within the scope of section 131, chapter 14, laws of 1880, the Board of Education, having duly considered and approved the report of its finance committee, submitted May 3d, 1880, do hereby determine and certify to your honorable body the sums, in their opinion, necessary and proper to be raised for the purposes of maintaining the interests committed to the charge of said Board of Education for the school year commencing September 6th, 1880, as follows:

For teachers' wages and contingent expenses, as the city appropriation, being thirteen dollars per capita on the average daily attendance of 7,971 pupils for the year ending May 1st, 1880, according to the sworn statement of the Superintendent of Schools..... \$108,632 10

To lease, alter, improve and repair school houses and their outhouses and appurtenances..... 10,000 00

To purchase and improve sites and to build and enlarge school houses..... 15,000 00

Total..... \$128,632 10

Adopted.
By Com. Crittenden—Resolved, That a certified copy of the Finance Committee's report, with affidavit of the Superintendent appended, be served upon the Common Council—with the certificate relating to appropriations for the purposes of this Board. Adopted.
A. L. MABBETT, Clerk.

State of New York, Monroe County—ss.
Alonzo L. Mabbett being sworn says that he is Superintendent of Schools for the City of Rochester.
That according to the monthly reports of the several public schools of said city duly sworn to by the principals of said schools, the average daily attendance of resident pupils in all of the public schools of said city for the year ending May 1st, 1880, is seven thousand nine hundred and seventy-one and seventenths (7,971 7/10).
A. L. MABBETT,
Subscribed and sworn to before me this 8d day of May, 1880. DE L. CRITTENDEN, Notary Public.

OFFICE OF THE EXECUTIVE BOARD, }
ROCHESTER, May 4, 1880. }

To the Common Council of the City of Rochester:

GENTLEMEN: The attention of this Board has been called to the dangerous condition of Buell avenue, and having examined the same we respectfully recommend that an ordinance be passed for the construction of a protection wall and railing along the east side of said avenue and the cost thereof assessed upon the property benefited thereby.

Respectfully submitted,

JACOB GERLING,
F. C. LAUER, JR.,
FRANCIS P. KAVANAGH,
Executive Board.

Referred to the Improvement Committee.

EXECUTIVE BOARD CITY OF ROCHESTER, }
ROCHESTER, N. Y., April 6, 1880. }

To the Common Council:

I have the honor to transmit herewith:
1. Statement of expenditures of money by this Board for all purposes during the month of March and to April 3d, inclusive.

2. Balance sheet showing the condition of the several funds in the charge of the Executive Board at the close of business on 3d day of April, instant, and the close of the fiscal year of 1879-1880 of this Board, which please receive as official.

Respectfully your obedient servant,

THOS. J. NEVILLE,
Clerk of Executive Board.

STATEMENT OF EXPENDITURES BY THE EXECUTIVE BOARD FROM MARCH 1 TO APRIL 3, 1880, INCLUSIVE.

Amount charged to Highway Fund.....	\$ 2,384 96
Amount charged to Water Works Fund.....	2,286 04
Amount charged to Fire Department Fund.....	4,001 12
Amount charged to Sidewalk Repair Fund.....	31 83
Amount charged to Salary and Expense Fund.....	679 85
Amount charged to Exchange Street Sewer Fund.....	22 00
Total amounts drawn upon City Treasurer and credited that account.....	9,405 85
	\$9,405 85 9,405 85

STATEMENT OF THE CONDITION OF THE SEVERAL FUNDS IN THE CHARGE OF THE EXECUTIVE BOARD AT THE CLOSE OF THE FISCAL YEAR ENDING WITH APRIL 3, 1880.

City Treasurer.....	\$42,719 79
Sidewalk Repair Fund.....	2,557 02
Exchange St. Sewer Fund.....	22 00
Upton Park Flag-walk Fund.....	999 00
Highway Fund.....	13,667 62
Water Works Fund.....	20,371 66
Water Pipe Fund.....	37 47
Fire Department Fund.....	7,543 96
Water Works Fund (Special).....	1,515 47
McAdam Stone Fund.....	1,338 81
Salary and Expense Fund.....	1,827 82
	\$46,297 81 46,297 81

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, }
ROCHESTER, N. Y., May 1, 1880. }

To the Common Council:

I have the honor to herewith transmit a statement of the expenditures of money by this Board during the month of April for all purposes; also, the balance sheet, showing the condition of the several funds in charge of this Board to date.

Respectfully,

THOS. J. NEVILLE, Clerk.

EXECUTIVE BOARD, CITY OF ROCHESTER, }
OFFICE CITY HALL, May 1, 1880. }

MONTHLY STATEMENT

Showing the expenditures by the Executive Board in the month of April, 1880, (April 5th to 30th, inclusive); also, the condition of the several funds in the charge of the Executive Board at this date:

Amount credited to City Treasurer:	
Orders passed by Executive Board for labor.....	\$6,266 43
..... Common Council.....	7,015 43
	13,281 91
Funds Debited:	
Highway.....	\$4,468 55
Water Works.....	2,496 72
Fire Department.....	3,280 71
Sidewalk Repair.....	32 08
Salary and Expense.....	835 85
Exchange Street Sewer—(Time orders, \$1,400; cash, \$748).....	2,148 00
Total.....	13,281 91

Balance Sheet—Condition of Funds.

Dr. Balances:	
City Treasurer.....	\$34,067 93
Sidewalk Repair Fund.....	2,590 73
Exchange Street Sewer Fund.....	2,170 00
Upton Park Flag Walk Fund.....	999 00
Cr. Balances:	
Highway Fund.....	9,260 63
Water Works Fund.....	22,415 08
Fire Department Fund.....	4,263 25
Salary and Expense Fund.....	991 97
McAdam Stone Fund.....	1,333 81
Water Pipe Fund.....	37 43
Water Works Special Fund.....	1,515 47
	\$39,817 63 39,817 63

(Official).

THOS. J. NEVILLE,
Clerk of Executive Board.

By the Clerk—

POLICE COMMISSIONERS' OFFICE,
ROCHESTER, May 1st, 1880.

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

GENTLEMEN : In fixing upon the amount necessary to defray the expenses of the Police Department for the fiscal year, the Police Commissioners herewith transmit to your honorable body the expenses of the department for the three past years :

1877.....	\$88,564 00
1878.....	82,129 35
1879.....	75,220 33

Included in the above expenditures are the credits to the police fund from all sources, including fines, &c. The appropriation for 1877 was \$75,000; 1878, \$70,000, and 1879, \$69,000. The Commissioners have been petitioned by the members of the force to increase their wages, and after due consideration of the same feel satisfied that the request is a reasonable one. As the charter compels the Commissioners to fix the salaries in accordance with the amount appropriated by the Common Council for that purpose, they respectfully ask that you appropriate such sum as in your opinion would be just and honorable to the men and tax-payers. The salaries paid at the present time are \$75 for detectives and roundsmen, and \$65 for patrolmen per month.

B. FRANK ENOS, Clerk of Board.

Ordered received, filed and published.

By the Clerk—

ROCHESTER, N. Y., May 4, 1880.

To the Honorable the Common Council :

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

Thomas Goulding, constable, 4th Ward.
Geo. A. Coleman, Insp. Election, 2 dist., 16th Ward.

Alois Waldert, Com. of Deeds.

John Bieder, " "

Henry M. McDonald, " "

Jno. A. McGorray, " "

Julius C. Jordan, " "

Chas. A. Widner, " "

LUCIUS M. MANDEVILLE,
City Clerk.

ACTION ON ORDINANCES.

SPRINKLING EAST MAIN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East Main street, from Franklin street and East avenue to University avenue, during the season of 1880.

Adopted.

The Surveyor submitted as such estimate, \$286.

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

The sprinkling of East Main street, from Franklin street and East avenue to University avenue, during the season of 1880.

And Whereas, The City Surveyor, under the direction of this Council, has made estimate of the whole expense thereof, and reported the same at \$286, 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 Franklin street and East avenue to University avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 18th, 1880, at 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

Ald. Mandeville moved to amend that it be sprinkled from East avenue and Franklin street to Asylum st. Adopted.

IMPROVEMENT OF ST. JOSEPH STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving St. Joseph st. from the New York Central and Hudson River Railroad to the south curb line of Herman st. by the construction of a McAdam stone roadway with Medina stone curbs and gutters on each side thereof. Width of roadway between curbstones to be 36 feet.

Also the necessary surface sewers, lot laterals, man-holes and crosswalks, and the cleaning of the present sewer within the limits specified.

The Surveyor submitted as such estimate, \$30,000.

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

The improvement of St. Joseph st. from the New York Central and Hudson River Railroad to the south curb line of Herman st. by the construction of a McAdam stone roadway with Medina stone curbs and gutters on each side thereof. Width of roadway between curbstones to be 36 feet.

Also the necessary surface sewers, lot laterals, man-holes and crosswalks, and the cleaning of the present sewer within the limits specified.

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 St. Joseph street, from the New York Central and Hudson River Railroad to a point opposite and at right angles to the south curb line of Herman st.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of title VII, section 172 of the revised Charter of 1880 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 18th, 1880, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING NORTH ST. PAUL STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling North St. Paul street, from the N. Y. C. & H. R. Railroad to Vincent Place, during the season of 1880.

Adopted.

The Surveyor submitted as such estimate, \$220.

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

The sprinkling of North St. Paul street, from the N. Y. C. & H. R. Railroad to Vincent Place, during the season of 1880.

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 \$220, which estimate is hereby approved.

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

One tier of lots on each side of North St. Paul street, from the N. Y. C. & H. R. RR. to the north line of Vincent Place.

And the Clerk is hereby directed to publish notice in pursuance of title VII, section 172 of the Revised Charter of 1880 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 18th, 1880, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK SIDEWALK ON CLIFTON STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank sidewalk four feet eight inches wide on the south side of Clifton street, from Prospect street to Reynolds street.

Adopted.

The Surveyor submitted as such estimate \$195.

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

The construction of a plank sidewalk four feet eight inches wide on the south side of Clifton street, from Prospect 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 \$195, 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 Clifton street, from Prospect street to Reynolds street.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 172 of the Revised Charter of 1880 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 the 18th, 1880, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING PLYMOUTH AVENUE.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Plymouth avenue from the south line of Adams street to the south line of Edinburg street during the season of 1880.

Adopted.

The Surveyor submitted as such estimate, \$130.

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

The sprinkling of Plymouth avenue from the south line of Adams street to the south line of Edinburg street, during the season of 1880.

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 benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Plymouth avenue, from Adams street to Edinburg street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172 of the Revised Charter of 1880, 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 the 18th, 1880, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING AND EXTENDING GRAVES STREET.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council the expense of opening and extending Graves street southerly from its present southerly terminus, to a point 21 feet south of what is known as the Bee Hive building, and thence westerly south of and adjoining said Bee Hive building to Aqueduct street. That portion of the street extending northerly and southerly to be 30 feet wide, the east line thereof to be the west lines of mill lots Nos. 12, 13, 14, 15, 16 and 17 of the One Hundred Acre Tract. That portion of the street extending easterly and westerly to be 21 feet wide, the north line thereof to be the south lines of mill lots Nos. 8, 9 and 10 of said One Hundred Acre Tract.

Adopted.

The Surveyor submitted as such estimate, \$10,000.

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

The opening and extension of Graves street southerly from its present southerly terminus to a point 21 feet south of what is known as the Bee Hive building, and thence westerly south of and adjacent to said Bee Hive building to Aqueduct street. That portion of the street extending northerly and southerly to be 30 feet wide, the east line thereof to be the west lines of mill lots Nos. 12, 13, 14, 15, 16 and 17 of the One Hundred Acre Tract. That portion of the street extending easterly and westerly to be 21 feet wide, the north line thereof to be the south lines of mill lots Nos. 8, 9 and 10 of the One Hundred Acre Tract.

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 \$10,000, which estimate is hereby approved.

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

One tier of lots on each side of the proposed street as intended to be extended, from its present southerly terminus to Aqueduct 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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 the 18th, 1880, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING ELM STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Elm street, from East Main street to Chestnut street, during the season of 1880.

Adopted.

The Surveyor submitted as such estimate, \$130.

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

The sprinkling of Elm street, from East Main street to Chestnut street, during the season of 1880.

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 benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Elm street, from east Main street to Chestnut street, except such lots as have been designated by previous ordinances to be assessed for sprinkling East Main street and Chestnut street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172 of the Revised Charter of 1880, 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 the 18th, 1880, at half past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

FINAL ORDINANCE No. 2, 118.

STONE SEWER IN HUNTER STREET.

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

An ordinance to construct a stone sewer $1\frac{1}{2} \times 2\frac{1}{2}$ feet in Hunter street, from the sewer in Francis street to a point 750 feet west thereof, also, the necessary surface sewers and manholes, lot laterals, &c.

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

The construction of a stone sewer $1\frac{1}{2}$ feet by $2\frac{1}{2}$ feet in Hunter st., from the sewer in Francis st. to a point 750 feet west thereof. Also, the necessary surface sewers and manholes, lot laterals, &c.

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 \$2,353.00, 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 Hunter st., from Francis st. to a point 726 feet west thereof.

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 six per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, L. N. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edeiman Weaver, Kelly, Hart—14.

Nays—Ald. FitzSimons, Westbury—2.

The final ordinance for stone sewer in North avenue came up.

Ald. Weaver moved to postpone four weeks.

Adopted.

The final ordinance for Lake avenue outlet sewer was, on motion of Ald. Walbridge, laid over two weeks.

The final ordinance for a plank walk on Otis street, came up and, on motion of Ald. Kelly, was laid over two weeks.

The final ordinance for opening a street from State to Fitzhugh street, came up.

Ald. Tracy moved to amend and include one tier of lots on each side of West Main street, from State street to the river, including the territory between West Main and Munford streets and State street and the river, and one tier of lots on each side of Sophia street, from West Main to Allen street.

FINAL ORDINANCE NO. 2,119.

PLANK WALK ON GRACE STREET.

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

An ordinance to construct a plank walk 4 feet wide on each side of Grace street, from North street to 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 four feet wide on each side of Grace street, from North street to 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 \$200, 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 Grace street, from North street to 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—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Kelly, Hart—15.

The final ordinance for plank walk in Miller street came up.

Ald. Edelman presented a remonstrance and moved to postpone until the next meeting. Adopted.

FINAL ORDINANCE NO. 2,120.

NORTH ST. PAUL STREET SPRINKLING.

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

An ordinance to sprinkle North St. Paul street from East Main street to the N. Y. C. & H. R. Railroad, during the season of 1880.

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

The sprinkling of North St. Paul street from East Main street to the N. Y. C. & H. R. Railroad, during the season of 1880.

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 \$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 North St. Paul street from East Main street to the N. Y. C. & H. R. Railroad, excepting the lots heretofore designated by previous ordinances, to be assessed for sprinkling East Main street and 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. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

FINAL ORDINANCE NO. 2,121.

SPRINKLING NORTH CLINTON STREET.

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

An ordinance to sprinkle North Clinton street, from Andrews street to the N. Y. C. & H. R. R. R., during the season of 1880.

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

The sprinkling of North Clinton street, from Andrews street to the N. Y. C. & H. R. Railroad, during the season of 1880.

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 \$156.00, 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 Clinton street, from Andrews street to the N. Y. C. & H. R. Railroad, excepting the lots on the northeast and northwest corners of North Clinton and 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. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly and Hart—16.

FINAL ORDINANCE—NO. 2,122.

SPRINKLING SOUTH ST. PAUL STREET.

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

After hearing such allegation from all persons appearing—

Ald. Chambers submitted the following :

An ordinance to sprinkle South St. Paul street, from East Main street to the Erie canal, during the season of 1880.

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

The sprinkling of South St. Paul street, from East Main street to the Erie canal, during the season of 1880.

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 \$200 and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of South St. Paul street, from East Main street to the Erie canal, except the lots on the southeast and southwest corners of East Main street, and South St. Paul 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

FINAL ORDINANCE—NO. 2,123.

SPRINKLING CHESTNUT STREET.

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

An Ordinance to sprinkle Chestnut street from East avenue to Monroe avenue during the season of 1880.

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

The sprinkling of Chestnut street, from East avenue to Monroe avenue during the season of 1880.

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 \$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 Chestnut street, from East avenue to Monroe avenue, excepting the lots heretofore designated by previous ordinances to be assessed for sprinkling East avenue and 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, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. L. M. Otis presented a petition from taxpayers in Arnold Park. Referred to the Assessors.

UNFINISHED BUSINESS.

The changing of the name of North street came up.

Ald. Weaver moved that it be indefinitely postponed.

Lost by the following vote :

Ayes—Ald. Wickens, Weaver—2.

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Edelman, Kelly, Hart—14.

Ald. Hart moved that the committee to whom it was referred make a report at the next meeting. Adopted.

Ald. Mandeville called up the following: Resolved, That the Mayor be and is hereby authorized and requested to contract with the Herald Publishing Company for the publication of the proceedings and city notices for one year for the sum of \$2,000.

Ald. Fee moved to amend that the Rochester Star be added at \$500.

Ald. Edelman moved to further amend that the Sunday Tribune be added at \$800.

Lost by the following vote :

Ayes—Ald. Tracy, Fee, Chambers, Mandeville, Felsing, Edelman Kelly—7.

Nays—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver, Hart—9.

The original resolution was then lost by the following vote :

Ayes—Ald. Tracy, FitzSimons, Chambers, Mandeville, Felsing, Wickens, Edelman, Kelly—8.

Nays—Ald. Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Weaver, Hart—8.

The resolution in regard to B. F. Blackall was called up.

Ald. Hebing moved that the resolution lay on the table until executive business. Adopted.

By Ald. Mandeville—Resolved, That the use of this Common Council Chamber be and is hereby tendered to the railroad commissioners until such time as the Common Council may otherwise order, providing that such commissioners shall not interfere with any meetings of the Common Council. Adopted.

The claim of J. E. Hayden for damages came up.

Ald. Hebing moved that it be referred back to the Law Committee. Adopted.

EXECUTIVE BUSINESS.

Ald. Weaver moved that we proceed to ballot for Commissioner of Deeds, and that the Clerk cast the ballot. Adopted.

The following named persons having received the requisite vote were declared duly elected:

Jas. L. Hotchkiss, Chas. T. Engelhardt, Hugo G. Kuehne, Henry L. Achilles.

Ald. Felsing moved that we proceed to a *viva voce* vote for Mt. Hope Commissioner. Adopted.

Ald. Felsing nominated Jno. Greenwood.

Ald. Hebing nominated Newell A. Stone.

FIRST VOTE.

Jno. Greenwood received..... 7 votes
Newell A. Stone .. 8
Wm. S. Smith .. 1 vote

Total 16 votes
No choice. —

Ald. Hart moved that further balloting be postponed. Adopted

Ald. Hebing moved that the Board proceed to a *viva voce* vote for City Attorney. Adopted.

FIRST VOTE.

Wm. J. Sheridan received..... 6 votes
Alvin L. Barton .. 7
J. L. Beckley .. 1 vote
N. Foote .. 1
Blank .. 1

Total 16 votes
No choice. —

SECOND VOTE.

Sheridan received..... 5 votes
Barton .. 7
Beckley .. 1 vote
Foote .. 1
Blank .. 1
J. R. Fanning .. 1

Total 16 votes
No choice. —

IRD THVOTE.

Sheridan received..... 5 votes
Barton .. 7
Beckley .. 1
Foote .. 1
Blank .. 1
Fanning .. 1

Total 16 votes
No choice. —

FOURTH VOTE.

Sheridan received..... 5 votes
Barton .. 7
Beckley .. 1 vote
Foote .. 1
Blank .. 1
Fanning .. 1

Total 16 votes
No choice. —

FIFTH VOTE.

Barton received..... 8 votes
Beckley .. 1 vote
Sheridan .. 4 votes
Foote .. 1 vote
Fanning .. 1
Blank .. 1

Total 16 votes
No choice. —

SIXTH VOTE.

Barton received..... 7 votes
Beckley .. 1 vote
Sheridan .. 5 votes
Foote .. 1 vote
Fanning .. 1
Blank .. 1

Total 16 votes
No choice. —

SEVENTH VOTE.

Barton received..... 7 votes
Beckley .. 1 vote
Sheridan .. 5 votes
Foote .. 1 vote
Fanning .. 1
Blank .. 1

Total 16 votes
No choice. —

Ald. Tracy moved that further voting be postponed.

Lost by the following vote :

Ayes—Ald Tracy, Fee, Chambers, Felsing, Kelly—5

Nays—Ald. Fitz Simons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—11.

EIGHTH VOTE.

Barton received..... 4 votes
Beckley .. 2
Sheridan .. 5
Foote .. 2
Fanning .. 1 vote
Blank .. 1
Chas M Williams..... 1

Total 16 votes
No choice. —

NINTH VOTE.

Barton received.....	3	votes
Beckley	2	..
Sheridan	5	..
Foote	1	vote
Fanning	2	votes
Blank	1	vote
Williams	1	..
Geo T Parker	1	..
Total.....	16	votes

TENTH VOTE.

Barton received.....	1	vote
Beckley	3	votes
Sheridan	5	..
Foote	1	vote
Fanning	3	votes
Blank	1	vote
Pond	2	votes
Total.....	16	votes

ELEVENTH VOTE.

Barton received.....	1	vote
Beckley	3	votes
Sheridan	5	..
Fanning	4	..
Blank	1	vote
Pond	1	..
Marcus Hirschfeld.....	1	..
Total.....	16	votes

TWELFTH VOTE.

Barton received.....	3	votes
Beckley	2	..
Sheridan	6	..
Fanning	4	..
Blank	1	vote
Pond	1	vote
Total.....	16	votes

THIRTEENTH VOTE.

Barton received.....	4	votes
Beckley	3	..
Sheridan	5	..
Fanning	3	..
Blank	1	vote
Total.....	16	votes

FOURTEENTH VOTE.

Barton received.....	1	vote
Beckley	3	votes
Sheridan	5	..
Fanning	2	..
Blank	1	vote
Pond	4	votes
Total.....	16	votes

FIFTEENTH VOTE.

Barton received.....	1	vote
Beckley	3	votes
Sheridan	6	..
Fanning	3	..
Blank	1	vote
Pond	2	votes
Total.....	16	votes

SIXTEENTH VOTE.

Beckley received.....	2	votes
Sheridan	6	..
Fanning	1	vote
Blank	1	..
Williams	5	votes
Pond	1	vote
Total.....	16	votes

Ald. Hart moved that further voting be postponed.
Lost by the following vote:
Ayes—Ald. Westbury, Fee, Hebing, Hart—4.
Nays—Ald. Tracy, FitzSimons, L. M. Otis, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—12.

SEVENTEENTH VOTE.

Beckley received.....	2	votes
Sheridan	6	..
Fanning	3	..
Blank	1	vote
Williams	4	votes
Total.....	16	votes

NO CHOICE.

Total.....	16	votes
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EIGHTEENTH VOTE.

Sheridan received.....	6	votes
Fanning	5	..
Beckley	3	..
Williams	1	vote
Blank	1	..
Total.....	16	votes

No choice.

NINETEENTH VOTE.

Sheridan received.....	6	votes
Fanning	4	..
Beckley	3	..
Blank	1	vote
Pond	2	votes
Total.....	16	votes

No choice.

TWENTIETH VOTE.

Sheridan received.....	4	votes
Fanning	2	..
Beckley	4	..
Blank	1	vote
A. G. Wheeler	5	votes
Total.....	16	votes

No choice.

TWENTY-FIRST VOTE.

Sheridan received.....	3	votes
Beckley	6	..
Blank	1	vote
Wheeler	6	votes
Total.....	16	votes

No choice.

TWENTY-SECOND VOTE.

Sheridan received.....	3	votes
Beckley	6	..
Blank	1	vote
Wheeler	6	votes
Total.....	16	votes

No choice.

Ald. Hart moved that further voting be postponed.
Lost by the following vote:
Ayes—Ald. Westbury, Fee, Mandeville, Hart—4.
Nays—Ald. Tracy, FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly—12.

TWENTY-THIRD VOTE.

Sheridan received.....	2	votes
Fanning	1	vote
Beckley	6	votes
Blank	1	vote
Wheeler	5	votes
Foote	1	..
Total.....	16	votes

No choice.

TWENTY-FOURTH VOTE.

Sheridan received.....	5	votes
Fanning	2	..
Beckley	3	..
Blank	1	vote
Total.....	16	votes

No choice.

TWENTY-FIFTH VOTE.

Fanning received.....	5	votes
Beckley	1	vote
Wheeler	5	votes
Barton	3	..
Pond	1	vote
Blank	1	..
Total.....	16	votes

No choice.

Ald. Mandeville moved that further voting be postponed until next regular meeting:
Lost by the following vote:
Ayes—Ald. Fee, Ira L. Otis, Walbridge, Mandeville, Hart—5.
Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Hebing, Chambers, Felsing, Wickens, Edelman, Weaver, Kelly—11.

TWENTY-SIXTH VOTE.

Sheridan received.....	1	vote
Fanning	5	votes
Beckley	3	..
Wheeler	2	..
Barton	2	..
Blank	1	vote
Total.....	16	votes

R. H. Schooley r'd. 1
 Pat McIntyre .. 1
 Total ... 16 votes
 No choice.

TWENTY-SEVENTH VOTE.

Sheridan received. 6 votes
 Fanning .. 3
 Beckley .. 3
 Blank .. 1 vote
 Jas. C. Cochrane received. 1
 C. C. Davison .. 2 votes

Total. 16 votes
 No choice.

TWENTY-EIGHTH VOTE.

Sheridan received. 4 votes
 Fanning .. 5
 Beckley .. 2
 Barton .. 1 vote
 Blank .. 1
 Cochran .. 1
 Williams .. 1

Total. 15 votes
 No choice.

TWENTY-NINTH VOTE.

Fanning received. 5 votes
 Beckley .. 5
 Wheeler .. 1
 Pond .. 1 vote
 Blank .. 1

Ald. FitzSimons moved that the rule to adjourn be suspended for half an hour.

Lost by the following vote:

Ayes—Ald. FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Wickens, Edelman, Weaver, Hart—8.

Nays—Ald. Tracy, Westbury, Fee, Chambers, Walbridge, Mandeville, Felsing, Kelly—8.

Ald. Tracy moved to suspend the rule long enough to dispose of the Finance Budget.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays—Ald. Westbury, Fee—2.

By Ald. FitzSimons—Resolved, That the Treasurer is hereby authorized to draw the city's notes for \$110,000 to pay notes of like amount maturing May 15th 1880, and charge discount to Contingent Fund.

Also, the following notes as provided in section 81, City Charter, to be paid out of the funds to be raised for the ensuing year, and credit proceeds to following funds:

Poor.....\$ 5,000
 Police..... 5,000
 Lamp..... 15,000

Total.....\$25,000
 And charge discount to Contingent Fund.

All of such notes to be countersigned by the Chairman of the Finance Committee.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. FitzSimons presented the Finance Budget.

Ald. Tracy moved that D. Leary & Co.'s bill be added.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Chambers, Mandeville, Felsing, Wickens, Edelman, Kelly, Hart—10.

Nays—Ald. FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Weaver—6.

The Finance Budget was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Cham-

bers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Tracy moved to adjourn for one week. The President declared the Board adjourned under the rule.

LUCIUS M. MANDEVILLE, City Clerk

In Common Council, May 7th, 1880.

SPECIAL MEETING.

Ald. Westbury, president of the Board in the chair.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

MAYOR'S OFFICE,
 ROCHESTER, May 7, 1880.

L. M. Mandeville, City Clerk:

Please call a special meeting of the Common Council for Friday evening May 7th, at the Common Council Chamber for the transaction of general business—as per request of a majority of the Aldermen.

CORNELIUS R. PARSONS, Mayor.

PRESENTATION OF PETITIONS, BILLS, ACCOUNTS, ETC.

By Ald. Ira L. Otis—Petition of Julia O'Meara for permission to erect a wood building. Referred to wood building committee.

By Ald. Chambers—Petition of John Swanton for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

TREASURER'S MONTHLY REPORT.
 CITY TREASURER'S OFFICE, May 4th, 1880.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 4th day of May, 1880, as required by section 53 of the City Charter.

	Credit Balances.
Poor Department Fund	\$10,329 73
Contingent Fund.....	4,266 95
Health Fund	133 15
City Property Fund.....	1,589 85
House for Truants Fund.....	9 10
Park Fund.....	108 11
Search Department Fund.....	1,121 15

GEO. D. WILLIAMS, Treasurer.
 Subscribed and sworn to before me this 4th day of May, 1880.

F. J. IRWIN,
 Commissioner of Deeds.

OFFICE OF THE EXECUTIVE BOARD,
 ROCHESTER, May 7, 1880.

To the Honorable the Common Council:

GENTLEMEN:—The Executive Board presented a statement to the Common Council at its last meeting in compliance with the terms of the city charter, certifying the sums necessary to be raised by tax for the use of the several departments under its charge for the ensuing fiscal year, said statement was as follows;

	FOR FIRE DEPARTMENT.
Supplies repairs, operating expenses.....	\$40,000
	FOR HIGHWAY DEPARTMENT.
Cleaning, repairing streets, avenues, sewers, and bridges, as follows:	
For thirteen avenues, under section 81.....	\$ 4,200
Repairing streets, bridges and crosswalks.....	18,000
Cleaning streets.....	15,000
Cleaning and repairing sewers.....	12,800

Total.....\$50,000
 Salaries of Board.....\$6,000

An examination of the official proceedings of the Common Council disclose the facts, that in the tax

levy for the ensuing year as presented by the Finance Committee, the Fire Department Fund is cut down to \$31,000, being a reduction of \$10,000 from the sum certified as needed by the Board. Also, that the Highway Department Fund is in like manner reduced \$5,000 from the amount certified by this Board. As to the fund required for the Fire Department for the ensuing year, the Executive Board respectfully insist that \$40,000, the sum asked for by it, is the least sum that will carry the department through the year, and the Board believe that the Common Council will concur in these opinions on the following statement of facts: The monthly pay-roll of the officers and men of the Fire Department, as at present organized, including the appropriations to the three auxiliary companies, amounts to \$2,597.01, making the pay of the manual force of the department amount to \$31,164.12 per year, this item alone being \$1,164.12 in excess of the whole amount recommended by the Finance Committee. In addition to this are other items, such as purchase of new hose, the payment for fuel, the repairs of apparatus, and the repairs and improvement of buildings, the exchange of worn-out horses for young ones, the feeding, shoeing and doctoring of horses, the payment of gas bills, washing of bedding and the payments for the repairs and extension of the fire alarm telegraph. As to the fund required by the highway department the board also insists that it cannot safely be reduced below the sum stated by them, namely, \$50,000, including the repairs of the thirteen avenues contemplated by the charter.

The expenditures of the highway department for the last twelve months were \$41,835.24. There is a deficiency of about \$2,400 in the sidewalk repairs fund, which should be made good out of the highway department fund during the ensuing year. The Common Council recently passed a resolution suggesting to the Executive Board that, in the opinion of the Council, the laborers in the city employ should receive twenty-five per cent. additional compensation if circumstances should seem to warrant the increase of the pay of city laborers to the extent contemplated by this resolution of the Council, it will alone considerably increase the expenses of the highway department for the ensuing year over the amount asked for by this Board. In addition to this, the Council will please also to bear in mind that the cost of all materials used by this department, such as stone, McAdam, lime and lumber, has largely increased since last year. In this connection it is proper to add that there will be little if any surplus in these funds from last year. In view of all these facts, the Executive Board are confident that the Council will not cripple these important departments in their operations, but will promptly increase the appropriations in the tax levy to the sums previously certified by us, to wit: For fire department, \$40,000; for highway department, \$50,000.

Respectfully submitted,

By order of the Executive Board,
THOS. J. NEVILLE, Clerk.

Ald. Hart called up the following communications and moved their reference to the Executive Board:

By the Clerk—

IN BOARD OF EDUCATION, April 12, 1880.
By Com. Martens—Whereas, The health of the teachers and scholars is one of the first considerations in the management of schools; and

Whereas, The condition of No. 26 school by reason of its situation in a locality that is not adequately drained, is very detrimental to the health of teachers and scholars, there being at present eighteen inches or more water in the cellar; therefore,

Resolved, That the Superintendent be and hereby is instructed to present these facts to the appropriate committee of the Common Council, and request them to take the necessary action for immediate relief in the premises. Adopted.

Also the following:

By Com. Dickinson—Resolved, That the Common Council be requested to authorize the building of a sidewalk on Goodman street upon and across the lot occupied by No. 25 school. Adopted.

EXECUTIVE BUSINESS.

Ald. Hart moved that the Board proceed to a *viva voce* vote for City Attorney. Adopted.

FIRST VOTE.

Wm. J. Sheridan was named by Ald. Tracy, Fitz Simons, Chambers—3.

Nathaniel Foote was named by Ald. Westbury, L. M. Otis, I. L. Otis—3.

A. G. Wheeler was named by Ald. Fee, Felsing—2.

Chas. M. Williams was named by Ald. Hebing, Wickens—2.

J. R. Fanning was named by Ald. Walbridge, Weaver, Kelly, Hart—4.

John N. Beckley was named by Ald. Edelman—1.

Blank, Ald. Mandeville—1. No choice.

SECOND VOTE.

Wheeler was named by Ald. Tracy, Fee, Chambers—3.

Beckley was named by Ald. Fitz Simons, Edelman—2.

Foote was named by Ald. Westbury, L. M. Otis, Ira L. Otis—3.

Fanning was named by Ald. Hebing, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—7.

Blank, Ald. Mandeville—1. No choice.

THIRD VOTE.

Beckley was named by Ald. Tracy, Fitz Simons, Chambers, Edelman—4.

Fanning was named by Ald. Westbury, Hebing, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—8.

Blank, Ald. Mandeville—1.

Wheeler was named by Ald. Fee—1.

Foote was named by Ald. L. M. Otis, Ira L. Otis—2.

No choice.

FOURTH VOTE.

Beckley was named by Ald. Tracy, Fitz Simons, Chambers, Edelman—4.

Foote was named by Ald. Westbury, L. M. Otis, Ira L. Otis, Wickens—4.

Wheeler was named by Ald. Fee—1.

Fanning was named by Ald. Hebing, Walbridge, Felsing, Weaver, Kelly, Hart—3.

Blank, Ald. Mandeville—1.

No choice.

FIFTH VOTE.

Beckley was named by Ald. Tracy, Fitz Simons, Chambers, Edelman—4.

Foote was named by Ald. Westbury, L. M. Otis, Ira L. Otis, Wickens—4.

Wheeler was named by Ald. Fee—1.

Fanning was named by Ald. Hebing, Walbridge, Felsing, Weaver, Kelly, Hart—3.

Blank, Ald. Mandeville—1.

No choice.

SIXTH VOTE.

Beckley was named by Ald. Tracy, Fitz Simons, Chambers, Edelman—4.

Foote was named by Ald. Westbury, L. M. Otis, Ira L. Otis—3.

Wheeler was named by Ald. Fee—1.

Fanning was named by Ald. Hebing, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—7.

Blank, Ald. Mandeville—1.

No choice.

SEVENTH VOTE.

Wheeler was named by Ald. Tracy, Fee, Chambers—3.

Barton was named by Ald. Fitz Simons—1.

Foote was named by Ald. Westbury, L. M. Otis—2.

Fanning was named by Ald. Hebing, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—7.

Beckley was named by Ald. Ira L. Otis, Edelman—2.

Blank, Ald. Mandeville—1.

No choice.

EIGHTH VOTE.

Beckley was named by Ald. Tracy, Fitz-Simons, Ira L. Otis, Chambers, Edelman—5.

Foote was named by Ald. Westbury, L. M. Otis—2.

Wheeler was named by Ald. Fee—1.

Fanning was named by Ald. Hebing, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—7.

Blank, Ald. Mandeville—1.

No choice.

NINTH VOTE.

Beckley was named by Ald. Tracy, Fitz-Simons, L. M. Otis, Ira L. Otis, Chambers, Edelman—6.

Fanning was named by Ald. Westbury, Hebing, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—8.

Wheeler was named by Ald. Fee—1.

Blank, Ald. Mandeville—1.

No choice.

TENTH VOTE.

Beckley was named by Ald. Tracy, Fitz-Simons, L. M. Otis, Ira L. Otis, Chambers, Edelman—6.

Wheeler was named by Ald. Fee—1.

Fanning was named by Ald. Westbury, Hebing, Walbridge, Mandeville, Felsing, Wickens, Weaver, Kelly, Hart. Total—9.

John R. Fanning having received the requisite number of votes was declared duly elected City Attorney.

Ald. Kelly moved to adjourn.

Ald. Hart moved as an amendment that the Board proceed to a *viva voce* vote for Mount Hope Commissioner. Adopted.

FIRST VOTE.

John Greenwood was named by Ald. Tracy, Fitz-Simons, Fee, Chambers, Felsing, Edelman, Kelly Hart—8.

Newell A. Stone was named by Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—8.

No choice.

SECOND VOTE.

Greenwood was named by Ald. Tracy, Fitz-Simons, Fee, Chambers, Felsing, Edelman, Kelly, Hart—8.

Stone was named by Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—8.

No choice.

THIRD VOTE.

Greenwood was named by Ald. Tracy, Fitz-Simons, Fee, Chambers, Felsing, Edelman, Kelly, Hart—8.

Stone was named by Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—8.

No choice.

Ald. Hart moved that further voting be postponed until the next regular meeting. Adopted.

MISCELLANEOUS BUSINESS.

By Ald. Hebing—Resolved, That one hundred dollars be and is hereby appropriated to assist the veterans in defraying the expense of decorating the graves of soldiers on Decoration Day, and that the clerk be and is hereby directed to draw the usual order payable to Col. F. A. Schoeffel and charge contingent fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz-Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Cham-

bers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. L. M. Otis—Resolved, That the City Clerk be authorized to continue in the Rochester City Directory the publication of the penal ordinances relating to nuisances, hackney-coaches and carriages, the location of the fire alarm boxes, ward boundaries and such other matters as may be deemed proper at an expense not exceeding one hundred (\$100) dollars, the same to be charged to the contingent fund.

Adopted by the following vote:

Ayes.—Ald. Tracy, Fitz-Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. Fee—Resolved, That the Police Commissioners be and are hereby authorized to appoint John Slee as a special policeman of the city of Rochester, without pay from the city, with full powers and immunities subject to the rules and regulations established by the Police Board of said city to do duty at Carthage Brewer's dock and Buell's Landing. Adopted.

By Ald. Ira L. Otis—Resolved, That the Board of Health be and they are hereby authorized to employ such help as they may deem necessary to carry into effect the rules and regulations adopted by them for the promotion of the public health, they having reference to the amount of that fund as designated, and the number of inspectors not to exceed four during the warm months and report their action to this Board. Adopted.

By Ald. Felsing—

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

GENTLEMEN.—Your Assessment Committee report the following resolutions and recommend their adoption:

Resolved, That the petitions of S. Seaman, Mrs. H. J. Eichman and Asbury M. E. Church be referred to the Assessors.

Resolved, That the Treasurer receive from George Masseth the amount of the tax assessed against his property with 7 per cent. interest and cancel the balance on his books.

Resolved, That the petition of J. Henry Meyer be referred to the Surveyor.

Resolved, That M. H. Fitz-Simons be allowed to pay upon property formerly assessed to Bridget McLean 2d ward, the taxes and assessments at 7 per cent. interest.

Resolved, That the City Treasurer receive from J. B. Bennett on part lot 366 and east part lot 367, Thurber Tract, Clifton street all taxes and assessments at 7 per cent. interest.

Resolved, That the Treasurer receive from the heirs of Elizabeth Crouch the amount of the original general city tax, for 1875, assessed upon lot 14, north side of Jay street, Whitney tract, and on receiving the same to cancel the assessment on his books.

Adopted.

By Ald. Felsing—Whereas, Lot No. 22 and 21, of the Evergreen tract, Evergreen street, Fifth Ward were assessed for Evergreen street walk No. 1,673 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 April 25th, 1880, 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 \$25.50, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., March 22d, 1880. }

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 1879, to Sarah Shaw, viz:

Lot No. 22, resurvey part Evergreen Tract, south side of Evergreen street, Fifth Ward, 55 feet front, 55 feet rear, and 204 feet deep, and that the owner of said property should pay as her portion of tax for Evergreen street walk, the sum of \$25.50, 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,
AUGUSTUS M. KOETH,
WM. MAHER,

Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., March 4th, 1880. }
(A true copy.) GEO. L. WILLIAMS, Treasurer.
Adopted.

Ald. Felsing moved that the following resolution be reconsidered.

Resolved, That the Treasurer receive from Fanny A. Robbins the amount of the tax for 102 feet on Lake avenue, lot 45, assessed against the same, at 7 per cent. interest, and cancel the balance on his books. Adopted.

By Ald. Felsing—Resolved, That the Treasurer be and is hereby authorized to receive the amount of taxes and assessments against property known and described as parts lot 45 on either side of land formerly owned by Aurelia S. Crouchen, situated on east side of Lake avenue, Ninth Ward, with 7 per cent. interest. Said property was formerly assessed to Loren Baldwin. Adopted.

Ald. Kelly moved that the Board adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, May 18, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, in the chair.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis. Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

Ald. FitzSimons presented the petition of James Madden. Referred to the Assessment Committee.

Ald. Tracy presented petitions of tax payers on Mill and Allen streets, asking that they be sprinkled. Referred to the Improvement Committee.

Ald. Fee presented the petition of tax payers on North St. Paul st., asking for an extension of water mains to the terminus of the improvement.

By Ald. Fee—Resolved, That the Executive Board be directed to lay a 4-inch water main in North St. Paul st. from Avenue E to the terminus of the improvement, according to the prayer of the petitioners. Adopted.

By Ald. L. M. Otis—Bills of

H. C. Rose, rearranging lamps.....	\$ 83 25
R. R. Gay & Co.; lighting and care of lamps month of May.....	656 72
Wm. Connors, repairing lamps.....	32 50
Goodale & Stiles, lamp burners.....	25 20
National Gas Light Co.....	595 00

Referred to Lamp Committee.

By Ald. I. L. Otis—Bills of

W. U. Tel. Co.....	\$ 00 50
Rochester Printing Co., printing points of suit of Lord vs. City.....	142 50
C. S. Kenyon, repairing stamp City Clerk.....	4 00
Louis Ernst, paper shears Mayor's office.....	2 00
L. M. Mandeville, postage stamps.....	5 00

Referred to Contingent Expense Committee.

Ald. Ira L. Otis presented the petitions of C. J. Thatcher, Andrew J. & James L. Hatch, and Joseph Bloss for permission to erect wood buildings and moved that the prayer of the petitioners be granted. Adopted.

Ald. Otis presented the petition of Ellen T. Groutage. Referred to the Law Committee.

Ald. Chambers presented the petition of Patrick Kiley to erect wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Mandeville—Bills of

S. A. McKinney, cuspadores and dusters.....	\$29 94
Sherlock & Sloan, hair felting.....	18 00
H. C. White, wire border.....	10 50

Referred to City Property Committee.

Ald. Wickens presented the petition of Edward Wallis for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Edelman presented the petition of tax payers on Kelly st. for a sewer. Referred to Sewer Committee.

Ald. Edelman presented petitions of tax payers for water mains in Dover st. Referred to the Water Works Committee and Executive Board.

Ald. Weaver presented the petition of Ann E. Otis for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Weaver presented a remonstrance against sprinkling East Main st.

By Ald. Weaver—Bills of

C. V. Jeffreys, burials.....	\$ 62 00
A. Bauerschmidt, meat.....	25 00
H. & P. Schaad, meat.....	22 50
Casper Fromm, meat.....	13 70
Smith, Perkins & Co., groceries.....	175 23
J. A. Otto, groceries.....	25 50
Wm. Punch, burials.....	6 50
H. Hedditche, meat.....	25 00
H. Brewster, groceries.....	115 25
N. L. Brayer, meat.....	42 75

Referred to Poor Committee.

Ald. Kelly presented a petition for plank walk on Ames street. Referred to the Improvement Committee.

Also petition of Ambrose Kaeli for permission to erect wood building and moved that permission be granted. Adopted.

By Ald. Hart—Petition for the improvement of Goodman street. Referred to Improvement Committee.

Also petition of Lorenz Ulscht for permission to erect wood building. Referred to Wood Building Committee.

By Ald. Felsing—Petition for water mains in York street. Referred to Executive Board.

REPORTS OF STANDING COMMITTEES.

Ald. Tracy from the committee on Opening and Alteration of Streets, in the matter of Park Place reported progress and asked for further time. Granted.

By Ald. Tracy—

To the Honorable the Common Council:

GENTLEMEN.—On investigation in regard to Cemetery street and the opening thereof in the 15th ward of this city we find that a map of lot

No. 47 in the town of Gates and South part of Rapids Village made by James Sperry Esq., in the year 1854 and recorded April 8th 1854 in Monroe Co. Clerk's office, which map shows said property subdivided into village lots, and locates a street thereon leading from the Scottsville and Rochester road to said cemetery called Cemetery street, but that none of these lots were ever sold or conveyed separate from the entire parcel. And we also report that in the year 1861 the Earl of Craven, Alexander Oswald, Edmund Bucknell, Eshourt by Joseph Fellows, Esq., their duly authorized attorney, and James S. Wadsworth, Esq., as parties of the first part, conveyed the same premises described in said map to Mrs. Mary W. Frost, wife of Edward A. Frost, Esq., of this city, which said deed contained the following clause, viz: "Excepting, nevertheless and always reserving the cemetery, which contains one acre and 27-100 of an acre," but no right of way thereto was reserved by said deed, and in our opinion if there is one, it is only by implication, and but a limited easement.

We also report that so far as we can learn, no organized society, association, corporation, congregation or denomination ever claimed any right or title thereto, and that the right of burial in said cemetery was merely permitted and said cemetery street has never been used except for ingress and egress to said cemetery for the purpose of the burial of the dead.

WILLIAM H. TRACY,
O. F. FEE,
P. WICKENS,

Committee.

On motion of Ald. Kelly referred to the City Attorney.

By Ald. Hart—

To the Hon. Common Council:

Your Police Committee, to whom was referred the petition of taxpayers and citizens of the 15th and 8th wards for the appointment of a special policeman, would report that upon inquiry and investigation we find the facts stated in said petition substantially correct, and your committee are of the opinion that the said location is in need of police protection. The committee therefore offer the following resolution for action:

J. J. HART,
S. D. WALBRIDGE,
JOHN A. FELSINGER.

Resolved, That the Police Commissioners be and they are hereby authorized to appoint a special policeman for duty at the rapids for a period of four months, at a salary not to exceed fifty dollars a month. Adopted.

By Ald. Hart—

To the Common Council:

Your Police Committee, to whom was referred the communication of George Truesdale (Police Justice), have no recommendation to make, and present the accompanying petition for your consideration.

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

We the undersigned citizens and property-holders of the city of Rochester, in justice to the present incumbent of the office of Police Justice, respectfully recommend that the salary of said justice be increased to three thousand dollars as fixed at the time of his election, and that he be reimbursed an amount equivalent to what he would have received had the

salary not been reduced from what it was at that time.

This we urge as a matter of simple justice, and in view of the continually increasing labor and responsibility of said office.

April 30, 1880.

John H. Rochester,	James Cunningham,
John H. Martindale,	Son & Co.,
F. L. Durand,	Wm. B. Morse,
Frederick Goetzman,	P. Pitkin,
G. H. Thompson & Co.,	Chas. F. Smith,
G. C. Buell,	A. G. Whitcomb,
Francis S. Rew,	A. B. Lambertson,
J. Gorton,	J. A. Eastman,
S. H. Lowe,	Sam. Wilder,
Adolph Nolte,	D. C. Hyde,
Geo. Raines,	Burke, Fitz Simons,
Raines Bros.	Hone & Co.
C. B. Woodworth,	Samuel N. Othout,
William N. Sage,	Geo. Gould & Son,
Geo. B. Smith,	G. E. Jenning,
A. S. Mann & Co.	J. E. Pierpont,
Oscar Craig,	C. E. Upton,
J. C. Cochrane,	Thomas Leighton,
W. B. Duffy,	D. W. Powers,
J. M. Davy,	E. S. Ettenheimer & Co.
Henry S. Hebard,	Thos. C. Montgomery,
John W. Martin,	M. F. Reynolds,
Martin Briggs,	James L. Angle,
J. E. Booth,	Geo. W. Farshali,
Michael Brayer,	M. Kondolf,
Ellwanger & Barry,	Jacob Howe,
C. J. Hayden,	B. L. Sheldon,
B. M. Baker,	I. W. Butts,
F. Clarke,	W. W. Webb,
J. H. Jeffries,	L. P. Ross,
Jonas Jones,	L. Kelly,
Wm. Purcell,	J. A. Stull,
W. H. Hathews.	C. F. Paine,
H. B. Hathaway,	E. P. Reed,
C. C. Davison,	E. Ocumpaugh,
Frederick Cook,	Benjamin & Barber,
Wm. Emerson,	A. E. Wolf.

Ald. Walbridge moved that the Police Justice's salary be fixed at \$3,000.

Ald. Hart moved as an amendment that it be fixed at \$2,500.

Adopted by the following vote:

Ayes.—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Edelman, Hart—10.

Nays—Ald. Walbridge, Mandeville, Felsing, Wickens, Weaver, Kelly—6.

The original resolution, as amended, was then adopted by the following vote:

Ayes.—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Edelman, Weaver, Kelly, Hart—11.

Nays—Ald. Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens—5.

By Ald. Edelman—Resolved, That M. Freedman, Emily A. Johnson, Charles Nolan, Julia O'Meara, and John Doyle have permission to erect wooden buildings, according to their several petitions, under the direction of the Fire Marshal and Wooden Building Committee. Adopted.

Ald. Weaver, from the Poor Committee, reported favorable on various bills, and moved their reference to the Finance Committee for payment.

By Ald. Weaver—

To the Honorable the Common Council:

GENTLEMEN—Your committee was directed by a resolution of the Common Council, passed May 4, 1880, to advertise for bids for furnishing supplies for

the Poor Department, and to report the bids to the Council. In pursuance of this resolution we hereby report that the following are the lowest bidders for the different articles required, and recommend that the contracts be awarded to them as follows:

For 100 barrels first quality amber wheat flour, to be delivered at the office of the Overseer of the Poor in such quantities as he may direct, Isaac M. Chase, at \$5.50 per barrel.

For 10,000 pounds corn meal, to be put up in paper packages containing five pounds each, and to be delivered as directed by the Overseer of the Poor, J. H. Pool, at \$1.20 per hundred weight.

For white bread, to D. M. Anthony, at \$2.95 per 100 pounds.
For brown bread, to Anthony Hefner, at \$2.75 per 100 pounds.

[The contracts for bread are to be for four months from the date of signing the papers.]

For twenty barrels mess pork, to Smith & Perkins, at \$11.45 per barrel.

For shoes, to John Hart, at the following prices: Men's buckle Alexis pegged shoes, \$1.50; men's congress gaiters, \$1.30; women's pebble grain balmorals, \$1.00; misses' pebble grain balmorals, ninety-five cents; children's pebble grain balmorals, eighty-two cents; women's sewed buskins, eighty cents.

D. G. WEAVER.
S. D. WALBRIDGE.
M. H. FITZSIMONS.

By Ald. Weaver—Resolved, That the committee on the relief and support of the poor be, and they are hereby authorized and directed to enter into contracts with the successful bidders for supplies, as per their report and recommendation. The city reserves the right to discontinue the contracts for bread and shoes, upon giving one week's notice.

Lost by the following vote:

Ayes—Ald. FitzSimons, Chambers, Walbridge, Mandeville, Wickens, Weaver, Hart—7.

Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Felsingner, Edelman, Kelly—9.

Ald. Hart moved that the Poor Committee be instructed to purchase supplies for the Poor Department, for the best interest of the city.

Lost by the following vote:

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Felsingner, Edelman, Weaver, Kelly—11.

Ayes—Ald. Ira L. Otis, Walbridge, Mandeville, Wickens, Hart—5.

Ald. L. M. Otis moved that the vote on the report of the committee be reconsidered.

Adopted by the following vote.

Ayes.—Ald. FitzSimons, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsingner, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays.—Ald. Tracy, Westbury,—2.

Ald. Hebing moved for a division of the question. Adopted.

Ald. L. M. Otis moved that the Poor Committee be directed to contract with Isaac M. Chase for one hundred barrels of flour at \$5.50 per barrel. Adopted.

Ald. Hebing moved that the Poor Committee be directed to contract with J. H. Pool for 10,000 pounds of fresh ground corn meal bolted, at \$1.20 per cwt. Adopted.

Ald. Hart moved that the committee be directed to contract with D. M. Anthony for white bread at \$2.95 per hundred pounds.

Ald. Tracy moved to amend that bread be bought from different bakers, price not to exceed 4 cents per loaf, loaves not to weigh less than one and one quarter pounds per loaf.

Ald. Kelly moved as a further amendment that it be one baker from each ward, and that the Alderman from the ward name the baker.

Lost by the following vote:

Ayes—Ald. Tracy, Fee, Hebing, Chambers, Felsingner, Kelly—6.

Nays—Ald. FitzSimons, Westbury, L. M.

Otis, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver Hart—10.

Ald. Tracy's amendment was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsingner, Wickens, Edelman Kelly, Hart—15.

Nays—Ald. Weaver—1.

The original motion as amended was then adopted.

Ald. Hebing moved that the committee enter into contract with Smith, Perkins & Co. for twenty barrels mess pork at \$11.45 per barrel. Adopted.

Ald. Edelman moved that the committee enter into contract with John Hart for shoes at the following prices:

Men's buckle Alexis, pegged, at.....	\$1 50
Men's Congress gaiters at.....	1 30
Women's peb. grain bals., pegged at.....	1 00
Misses'	95
Children's	82
Women's sewed buskins	80

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsingner, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays—Ald. Westbury—1.

Ald. Mandeville, from the City Property Committee, and Ald. Ira L. Otis, from the Contingent Expense Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

FINANCE BUDGET.

ROCHESTER, N. Y., May 18, 1880.

By Ald. FitzSimons—Resolved, That the Treasurer pay as follows, when there are funds available.

CONTINGENT FUND.

Rochester Printing Company, Dailys, and certificates of canvass.....	\$ 92 25
W. I. Hanford, serving notices.....	21 84
J. C. Moore, blank books.....	73 25
D. T. Hunt, postage stamps, Assessors.....	14 99
Edward Angevine, services in full.....	15 00
And charge that fund.	

POOR DEPARTMENT FUND.

Smith, Perkins & Co., groceries.....	40 80
Geo. F. Merz, flour and meal.....	197 00
Geo. F. Merz, flour and meal.....	73 50
Bulkley & Richmond, groceries.....	15 00
P. W. Taylor, disbursements.....	31 75
Mensing & Stecher, printing.....	60 00
Williamson & Higbie, stationery.....	6 30
A. H. C. York, groceries.....	11 00
S. Wheeler, rent.....	8 00
S. B. Roby, rent of coal yard.....	29 17
John Hart, shoes.....	45 60
K. P. Shedd, groceries.....	40 00
A. Zimmer, meat.....	25 00
Schofield & Darling, transportation.....	25 73
Williamson & Higbie, stationery.....	18 30
Zegewitz & Fisher, meat.....	50 00
And charge that fund.	

CITY PROPERTY FUND.

Rochester Gas Co., gas in City Hall and Front street building.....	\$ 131 67
F. J. Irwin, monthly cleaning.....	75 60
And charge that fund.	

LAMP DEPARTMENT FUND.

H. C. Rose, rearranging lamps.....	\$ 106 53
And charge that fund.	

POLICE DEPARTMENT FUND.

Consumers Ice Co., ice Police office.....	\$ 26 00
Union and Advertiser, printing.....	6 00
Evening Express Printing Co., printing.....	53 45
Rochester Printing Co., printing.....	28 25
C. E. Morris & Co., stationery.....	48 43
Mensing & Stecker, printing letter heads for Chief.....	12 00
B. Frank Enos, expenses for March.....	56 62
B. Frank Enos, expenses for April.....	41 16
And charge that fund.	

OFFICE EXECUTIVE BOARD,
ROCHESTER, May 17, 1880.

To the Hon. the Common Council

The annexed accounts have been duly examined, audited and settled by the Executive Board and are by resolution of said Board hereby certified to the Common Council for payment in accordance with section 145 of the City Charter.

Water Works Department.

P. Pitkin, cutting and furnishing stone.....	\$ 62 00
J. R. Chamberlain, packing, waste, &c.....	63 30
E. Andrews, printing.....	27 50
Sherlock & Sloan, labor and material.....	16 75
Holly Mfg Co., pipe.....	39 60
Thos. J. Neville, disbursements.....	18 75
C. W. Almstead, rep. telegraph line.....	1 53
J. H. Hill, solder.....	2 87
A. H. Kassel, board of horses.....	49 00

Fire Department.

Monthly pay roll, Fire Department.....	\$2,261 83
B. F. Blackall, disbursements for material....	9 97
Sherlock & Sloan, labor and material.....	52 68
J. C. McKenzie, horseshoing.....	3 63
J. R. Chamberlain, couplings.....	6 20
Chas. Bidwell, bay.....	65 96
J. R. Chamberlain, on acc't of horse.....	500 00
J. P. Dowd, repairs.....	2 00
Monaghan & Eustace, horseshoing.....	84 00

THOS. J. NEVILLE, Clerk.

Highway Department.

Daniel Sheehan, carriage hire.....	\$ 7 50
McConnell & Jones, cement.....	18 00
F. P. Kavanagh, disbursements.....	2 50
Ed. Weller, McAdam.....	12 03
W. J. Wilcox, envelopes.....	9 50
Chace & Otis, lumber.....	30 33
C. Schwalback sand and gravel.....	4 05
Geo. Miller, sand and gravel.....	4 20
P. Euright, stone for McAdam.....	8 00
Alex. Button, sewer pipe.....	5 40

Local Improvement Department.

Jas. D. Casey, final estimate for grading through Hair property.....	\$ 243 00
A. C. Bowen, final estimate for Hoelzer street walk.....	143 64
Benj. Butler, inspecting Exchange st. sewer.....	24 00

Salary and Expense Department.

F. P. Kavanagh, salary for May.....	\$ 166 67
F. C. Lauer,	166 67
Jacob Gerling,	166 66

SPRINKLING STREETS.

W. G. Butler, sprinkling Spring st.....	\$ 13 71
And charge Sprinkling Ordinance No. 2,039.....	
W. G. Butler, sprinkling Plymouth av., Sec. 1	6 86
And charge Sprinkling Ordinance No. 2,105.....	
W. G. Butler, sprinkling West av.....	32 79
And charge Sprinkling Ordinance No. 2,109.....	
W. G. Butler, sprinkling So. Washington st..	1 71
And charge Sprinkling Ordinance No. 2,113.....	
A. W. Turnbull, sprinkling Union st.....	18 00
And charge Sprinkling Ordinance No. 2,098.....	
A. W. Turnbull, sprinkling East av., Sec. 1..	42 00
And charge Sprinkling Ordinance No. 2,106.....	
Street Department, balance on hydrants for State st. and Lake av. sprinkling.....	60 00
And charge Sprinkling Ordinance No. 2,112.....	
Street Department, balance on hydrant for Meigs st. sprinkling.....	58 78
And charge Sprinkling Ordinance No. 2,101.....	
Street Department, balance on hydrant for Monroe av. sprinkling.....	66 56
And charge Sprinkling Ordinance No. 2,116.....	
Street Department, balance on hydrant for Park av. sprinkling.....	49 21
And charge Sprinkling Ordinance No. 2,100.....	

\$346 62

Adopted by the following vote:
Aye—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee-Hobing, Ira L. Otis, Chambers, Walbridge, Manceville, Feisinger, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. FitzSimons presented the petition of E. B. Chase for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

Ald. L. M. Otis, from the Lamp Committee, reported favorable on various bills and moved their reference to the Finance Committee for payment.

By Ald. Otis—

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

Since the last meeting of the Council your Lamp Committee have advertised for proposals for tops, pots and burners and have received the following propositions:

The Kelly lamp works for lamp top furnished with double thick glass at \$3.56 each, and pots at 23 cents each and burners at \$1.97 per dozen.

Messrs. Welsh & Smith for lamp top without glass \$2.50 each, and pots at 18 cents each.

Wm. Conners for tops with single glass at \$3.50 each and pots at 16 cents each.

Goodale & Stiles, for lamp burners, at \$1.89 per dozen.

Resolved, That the Lamp Committee be and they are hereby authorized to contract with the Kelly lamp works for 200 or more tops at \$3.56 each, and for 500 or more pots at 23 cents each, and with Messrs. Goodale & Stiles for all the burners that the city may require at \$1.89 per dozen, all to be equal to the sample accompanying the bids.

LYMAN M. OTIS,

S. D. WALBRIDGE,

LEWIS EDELMAN,

Committee.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

A communication from the Board of Education in regard to water for No. 8 school was ordered received and filed.

By the Clerk:

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, May 18th, 1880 }

To the Honorable the Common Council:

GENTLEMEN: Complaints have been made to this Board that considerable damage is being done in the 16th ward, lying north and east of Monroe avenue, near the Erie canal, by the discharge of sewerage and surface water from portions of the 7th ward, including portions of Monroe avenue, Meigs, Rowley and Goodman streets. The owners claim that by this discharge their lands become unfit for pasture or other agricultural purposes. Also, that one of the main ditches carrying this discharge to and under the Culver road, at the Erie canal, is too small and with too little descent to discharge the water with sufficient rapidity, and it overflows the adjoining land. This same ditch is also now very seriously obstructed where it passes through Nichols park. The Executive Board is at a loss to know what remedy can at present be applied in this case. It is one of the several districts in this city where there is at present no outlet sewer into which this portion of the city can be drained, and of necessity it must be discharged on adjoining lands, much to the dissatisfaction of the owners, and rendering the city liable for any damages which accrue. The Executive Board ask instructions from the Common Council in this matter, and also respectfully suggest the pressing necessity for the construction of a general outlet sewer for the east side of the city, as this only will furnish adequate relief.

The Executive Board also desire to call the attention of the Council to the fact that some years ago a twelve inch sewer was laid by private parties along the north side of Monroe avenue, from Meigs street to Goodman street. Since the improvement of Meigs and Rowley sts. and Monroe avenue the sewer has proved to be of too limited capacity to carry the sewerage and surface water, and hence it is at times forced back into the cellars of the stores and dwellings on Monroe avenue, greatly to their discomfort and damage. The Board respectfully recommend that the Common Council can furnish temporary relief by the passage of an ordinance for the construction of a large sewer in the center of Monroe avenue, from the vicinity of No. 15 school house to Goodman street, which shall discharge into the ditch heretofore mentioned, which passes through Nichols park and thence to and under Culver street, near the Erie canal.

By order of Executive Board.

Respectfully submitted,

THOS. J. NEVILLE, Clerk.

Referred to the Sewer Committee, with instructions to bring in an ordinance.

By the Clerk—

OFFICE OF EXECUTIVE BOARD, }
Rochester, N. Y., May 18, 1880. }

To the Honorable the Common Council;

GENTLEMEN—Complaints are being constantly made to the Executive Board by the inhabitants and owners of property on the line of the ditch which receives the drainage and sewage from William and Court st. outlet sewer; the complaints principally coming from parties owning property along said ditch between Pennsylvania avenue and Goodman st. These owners claim that the sewage matter running in the open ditch is of so foul a character that it emits a stench that is almost unbearable and very del-terious to the health of the people. The cost of constructing a covered sewer between the points named would be considerable, and the Board believes that it would not be warranted in making the expenditure from the fund placed to the credit of the highway department by the Common Council, and that the work, if done at all, should be under an ordinance of the Council and the expense thereof paid by local assessments on the property embraced in the territory drained by said sewer. Of course the construction of a covered sewer as proposed would give but partial and temporary relief. Permanent relief can only be obtained by the construction of a general outlet sewer for the east side of the city. The Council will please make an examination and take such action in the premises as in its wisdom it may deem proper.

By order of the Executive Board.

Respectfully submitted,

THOS. J. NEVILLE, Clerk.

Referred to the Sewer Committee.

By the Clerk—

REPORT OF POLICE CLERK FOR THE MONTH OF APRIL, 1880.

POLICE COMMISSIONERS' OFFICE, May 10, 1880.

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

GENTLEMEN—I respectfully present the following as my Report for the month of April, 1880:

April.	Crime.	Penalty.	Paid
2—	Wm Thompson drunk	\$ 10	5
3—	Mich Hurley assault	5	5
	Arndt Rosenthal drunk	10	10
	Henry Beisheim assault	5	5
5—	John O'Neil drunk	5	5
	John Connorton ..	10	10
	Alice Stockweather ..	10	10
	Thos Cannell ..	10	5
	Henry Cline ..	5	5
	Dennis O'Brien ..	10	10
	John Burns ..	5	5
	Ed Farley ..	10	5
	Wm Rooney ..	10	5
	Cath Gleason ..	10	5
	Patk Hayes ..	25	5
	Thos B Muir assault	5	5
6—	Mich Burns drunk	10	10
7—	Frank Mulvey ..	10	10
8—	Carrie Levison ..	10	10
9—	Alex Hill ..	25	10
	Mark McGuire vio ord	25	10
	Ellen McGuire assault	10	10
10—	Keron Garrity drunk	5	5
12—	John Fox ..	5	5
	Harry Wolfe ..	10	10
	John Murphy drunk	5	5
13—	Saml Crichtley ..	5	5
	Nicholas Feunell ..	5	5
	Cath O'Connors ..	5	5
14—	Thos Williams ..	5	5
	Thos Munce ..	5	5
	Geo McKee assault	25	5
15—	Edward McLaughlin ..	5	5
	James P. Johnson, ..	5	5
	James L. Clark, ..	10	10
16—	Mathew Smith drunk	25	25
	Samuel Lockwood mal. mis.	10	10
	Ed. McLaughlin assault	10	10
	Henry Hall vio. ord.	10	10
17—	Lucien Judd drunk	10	5
19—	John Emperor ..	10	10
	Herman Sallback ..	10	10
	Anthony Shoeman ..	5	5
	James Clifton ..	5	5
	James Johnson ..	5	5
	James Hayes ..	5	5
	Wallace McBurney ..	5	5
	Geo. McKenna ..	5	5
	James Kingsley ..	5	5
	John Stewart ..	5	5
	Marin Fred ..	10	10

20—	Cath. Carey ..	5	
	Nicholas Feanell ..	5	
	Ellen Terry ..	25	
	John Kelly assault	10	10
21—	Geo. Edwards, false pretences	10	10
	Fred Krombine assault	19	10
	John Scheib ..	5	
22—	Chas. Clark drunk	5	
	Fred W Bronson ..	5	
	Frank Thompson ..	10	5
23—	Morris Connors ..	10	
24—	Robt. Riddle ..	10	5
	Carrie McDowell ..	5	5
	Chas. Maury ..	10	10
	Joseph Young ..	10	5
	Bartholomew Galvin ..	5	
	Delta Clark ..	10	
27—	Lucy Harris assault	10	5
	Kate Doyle ..	5	
	John Brennan ..	5	5
	Mary Minott ..	5	
	Mich H Cotter violation ordinance	2	2
	Alice Clark ..	20	5
27—	Thos Curtis drunk	5	5
	Ellen Cassidy ..	5	
	Frank Cassidy ..	5	5
	John Murry ..	10	10
	Kate Bauer violation ordinance	10	10
	Adam Weigand drunk	5	5
30—	Patk O'Leary ..	5	
	Fines by Commissioners ..		5

State of New York, County of Monroe, City of Rochester—ss.

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of April, 1880, for fines, penalties and costs imposed by the Police Justice or Police Commissioners of said city. B. FRANK ENOS, Police Clerk.
Sworn to before me this 11th day of April, 1880.

GEO. TRUESDALE, Notary Public.

Ordered received, filed and published.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., May 18, 1880. }

By the Clerk—

To the Hon. the Common Council:

In accordance with section 29, revised City Charter, I report the following named persons as qualified and taken the oath of office:

- John R. Fanning, City Attorney.
- Chas. T. Engelhardt, Com. of Deeds.
- Jas. L. Hotchkiss, ..
- Henry L. Achilles, jr. ..
- Hugo G. Kuehne, ..

LUCIUS M. MANDEVILLE,
City Clerk.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., May 18, 1880. }

By the Clerk—

To the Honorable the Common Council:

You are most respectfully invited to attend the complimentary re-union and May party of the Ryan Zouaves, to be held at their Armory, Monday evening, May 24th, 1880.

Respectfully,
Accepted. CHAS. H. YOST,
Capt. Ryan Zouaves.

By the Clerk—

CHAP. 147.

An act to provide for the relief of the city of Rochester and the New York Central and Hudson River Railroad company in said city.

The people of the state of New York, represented in senate and assembly, do enact as follows:

SECTION 1—Patrick Barry, Martin Briggs, Henry H. Craig, George C. Buell, Freeman Clarke, Emory S. Chace, James S. Booth, William Purcell, Frederick Cook, Charles J. Hayden, William H. Gorsline, James H. Kelly, James C. Cochrane and Frederick Goetzman, of the city of Rochester, in the county of Monroe, are hereby appointed commissioners for and in behalf of said city, and, as such commissioners, they, or a majority of them, shall have power as follows:

First—To agree with the said New York Central and Hudson River railroad company for a change of the grade of all, or any part or portion of, its railroad in said city, and the manner and means by which any part or portion of the railroad tracks of said company, now or hereafter to be made, shall cross, or be carried under or over, any or all of the streets, lanes or alleys of said city, and the number of said tracks; and the extent to which said railroad company may use or occupy any part or portion of said streets, lanes or alleys, or any of them, for the purpose of carrying said railroad in, over or under the same.

Second—To make or cause to be made such alterations in the width or grade of any street, lane or alley in said city where the same is crossed or intersected by said railroad as said commissioners shall deem necessary or proper to effect the purpose of this act and to determine the manner and means by which such streets lanes or alleys or any of them shall be carried over, under or across said railroad.

Third—To *discontinue and close that part or portion of any street, lane or alley* in said city, where the same or any of them cross or intersect said railroad, on such terms and conditions, with reference to public convenience as to the commissioners shall seem just and proper.

Fourth—To grant permission to said railroad company to cross at grade any of the streets, lanes or alleys in said city west of the Erie canal, with such railroad tracks as the said company may deem it desirable to make for the purpose of forming a connecting line between those parts of said company's railroad known as the Niagara Falls and Charlotte Branches, and the main line of said railroad leading to Buffalo, and also to cross at grade all streets west of Maple street with two additional tracks on the north side of the said main line.

Fifth—To grant to the said railroad company during the continuance of the work contemplated by this act all such reasonable privileges as may be within the power of said city to grant, to facilitate the rapid and economical prosecution of said work and to maintain traffic on said road, subject to such restrictions as the commissioners may deem proper to avoid all unnecessary obstructions of streets and inconvenience to the public.

Sixth—To employ a competent person to inspect the performance of said work in their behalf at an expense of not exceeding five dollars per day to be paid monthly by said city on the order of the said commissioners, signed by the chairman, and in the name of the city of Rochester to institute any action or other proceeding in any court having jurisdiction thereof, to enforce the performance by said railroad company of whatever it may have undertaken to do, under, or by virtue of the provisions of this act, or of any agreement made thereunder.

Seventh—To consent to such modifications or additions to any agreement made pursuant to this act, or to the work to be done thereunder, as the progress of the work may show to be advisable, and for the interest of the respective parties.

Eighth—To appoint in writing, under their hands, any citizen of the city of Rochester to fill any vacancy that may occur in the said commission by death or otherwise.

Section 2. Any agreement made pursuant to this act shall be in writing, signed by the president or secretary, or other proper officer of the said railroad company, and the said commissioners, or a majority of them, or by their chairman or clerk, by the direction of the said commissioners, and filed in the office of the clerk of said city, and thereupon said agreement, or any agreement which may be made by the said commissioners pursuant to this act, shall become and be obligatory upon the said railroad company and the said city, and each of them shall be, and is, authorized and required to perform and keep the same according to the true intent and meaning thereof.

Section 3. The work to be done pursuant to this act shall be completed within such time as may be agreed upon between the said railroad company and the said commissioners, not exceeding three years, from the making of the original agreement.

The commissioners shall act without compensation; they shall appoint a chairman and a clerk, by either of whom, or by any two of said commissioners, meetings of the commissioners may be called. It shall be the duty of the clerk to keep a record of all the proceedings of the said commissioners, and on the completion of the work, to make a report of all their proceedings under this act, and to file the same, together with the minutes of their proceedings kept by their clerk, in the office of the clerk of the said city, and thereupon the authority herein conferred upon the said commissioners shall cease. Nothing in this act contained shall be deemed to authorize the commissioners to subject the said city to the payment of any portion of the costs of performing the work to be done under the said agreement, or by the provisions of this act; and if by reason of the said work or anything done pursuant to this act, the said city shall be subjected to the payment of any damages or costs to any person or persons, corporation or corporations, the said company shall be liable therefor to the said city.

Section 4. 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.

JOSEPH B. CARR,
Secretary of State.

Ordered received, filed and published.

ACTION ON ORDINANCES.

The first ordinance for the improvement of Exchange street was, on motion of Ald. Chambers, withdrawn.

PIPE SEWER IN WACKERMAN STREET.

By Ald. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 12-inch pipe sewer in Wackerman street, from the sewer in Jay street to a point opposite the middle of lot No. 16 of the Wackerman tract. Also, the necessary surface sewers, lot laterals and manholes.

Adopted.

The Surveyor submitted as such estimate \$735.

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

The construction of a 12-inch pipe sewer in Wackerman street, from the sewer in Jay street, to a point opposite the middle of lot No. 16, of the Wackerman Tract. 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 \$735, 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 Wackerman street, from Jay street to a point opposite the middle of lot No. 16, of the Wackerman Tract.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 172 of the Revised Charter of 1880 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 1st, 1880, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON CAMPBELL STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet and 8 inches wide on each side of Campbell street, from Child street to Calvin street.

Adopted.

The Surveyor submitted as such estimate, \$387.

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

The construction of a plank walk 4 feet and 8 inches wide on each side of Campbell street, from Child street to Colvin 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 \$387, 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 Campbell street from Child street to Colvin street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 1st, 1880, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.
Adopted.

PLANK WALK ON GATES AVENUE.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council, the expense of constructing a plank walk on the west side of Gates avenue, from Otis street to the top of the south bank of Deep Hollow creek.
Adopted.

The Surveyor submitted as such estimate \$150.
By Aid. Chambers—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk on the west side of Gates avenue, from Otis street to the top of the south bank of Deep Hollow creek.

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 west side of Gates avenue, from Otis street to the top of the south bank of Deep Hollow creek.

And the Clerk is hereby directed to publish notice in pursuance of Title VII. of section 172, of the Revised Charter of 1880, 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, June 1st, 1880, at 7½ o'clock at the Common Council Chamber, when allegations will be heard.
Adopted.

PLANK WALK ON SPENCER STREET.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet and 8 inches wide on the south side of Spencer street, from Lake avenue to a point 333 feet east thereof.
Adopted.

The Surveyor submitted as such estimate \$120.
By Aid. Chambers—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 Spencer street, from Lake avenue to a point 333 feet east 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 \$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 the south side of Spencer street, from Lake avenue to a point 333 feet east thereof.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised City Charter of 1880, 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 1st, 1880, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.
Adopted.

PIPE SEWER IN KELLY STREET.

By Aid. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer 12 inches in diameter in Kelly street, from the sewer in Clinton street to a point six feet east of F. J. Thomas' west line. Also, the necessary lot laterals, surface sewers and man-holes.
Adopted.

The Surveyor submitted as such estimate \$43.
By Aid. Fee—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer 12 inches in diameter in Kelly street, from the sewer in Clinton street to a point six feet east of F. J. Thomas' west line. Also, the necessary lot laterals, surface sewers and man-holes.

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 \$43, 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 Kelly street from Clinton street east to a point six feet east of F. J. Thomas' west line.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised

Charter of 1880, 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 1st, 1880, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.
Adopted.

SPRINKLING MILL STREET.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Mill street, from Exchange Place to the New York Central and Hudson River Railroad, during the season of 1880.
Adopted.

The Surveyor submitted as such estimate, \$132.
By Aid. Chambers—Resolved, That the following improvement is expedient, viz:

The sprinkling of Mill street, from Exchange Place to the New York Central and Hudson River Railroad, during the season of 1880.

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 \$132, 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 Mill street, from Exchange Place to the south line of the New York Central and Hudson River Railroad property.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 1st, 1880, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.
Adopted.

Ald. Fitzsimons moved to amend that the territory be from Exchange Place to Platt street. Adopted.

SPRINKLING OF ALLEN STREET.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Allen street, from State street to the Erie canal, during the season of 1880.
Adopted.

The Surveyor submitted as such estimate \$220.
By Aid. Chambers—Resolved, That the following improvement is expedient, viz:

The sprinkling of Allen street, from State street to the Erie canal, during the season of 1880.

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 \$220, which estimate is hereby approved.

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

One tier of lots on each side of Allen street, from State street to the Erie Canal, except the lots on the north-west and southwest corners of Allen and State streets.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 1st, 1880, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.
Adopted.

NORTH ST. PAUL STREET-SPRINKLING.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling North St. Paul street from Vincent place to the north line of Hart avenue, during the season of 1880.
Adopted.

The Surveyor submitted as such estimate \$132.00.
By Aid. Chambers—Resolved, That the following improvement is expedient, viz:

The sprinkling of North St. Paul street from Vincent place to the north line of Hart avenue, during the season of 1880.

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 \$132.00, 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 North St. Paul street from Vincent place to the north line of Hart avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880 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 1, 1880, at half-past seven

o'clock, at the Common Council Chamber when allegations will be heard.

Adopted.

FINAL ORDINANCES.

The final ordinance for opening of a street from State street to Fitzhugh street came up.

Ald. Tracy presented a remonstrance from tax-payers on Sophia street, and moved that Sophia street be stricken out of the territory to be assessed. Adopted.

The final ordinance for Otis street plank walk came up, and on motion of Ald. Kelly was indefinitely postponed.

The final ordinance for Miller street plank walk came up.

Ald. Hebing moved to amend, that it be from Bay street to line of property owned by Joseph Hoffman. Adopted.

The final ordinance for the improvement of St. Joseph street came up, and was postponed four weeks.

The final ordinance for the opening and extension of Graves street came up, and on motion of Ald. Hebing was postponed until the next regular meeting.

The final ordinance for sprinkling Elm street came up, and on motion of Ald. L. M. Otis was postponed two weeks.

FINAL ORDINANCE NO. 2,124.

SPRINKLING NORTH ST. PAUL STREET.

On motion of Ald. Chambers 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. Chambers submitted the following:
An ordinance to sprinkle North St. Paul street, from the N. Y. C. & H. R. Railroad to Vincent Place, during the season of 1880.

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

The sprinkling of North St. Paul street, from the N. Y. C. & H. R. Railroad to Vincent Place, during the season of 1880.

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 \$220, 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 the N. Y. C. & H. R. R.R. to the north line of Vincent 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Hart—15.

FINAL ORDINANCE NO. 2,125.

PLANK SIDEWALK ON CLIFTON STREET.

On motion of Ald. Chambers 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. Chambers submitted the following:
An ordinance to construct a plank walk on the south side of Clifton street, from Prospect street to Reynolds street.

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

The construction of a plank sidewalk four feet eight inches wide on the south side of Clifton street, from Prospect 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 \$195, 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 south side of Clifton street, from Prospect 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. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Hart—15.

The final ordinance for sprinkling Plymouth avenue came up and, on motion of Ald. Westbury, was indefinitely postponed.

FINAL ORDINANCE NO. 2,126.

SPRINKLING EAST MAIN STREET.

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

After hearing such allegations from all persons ap-

pearing—

Ald. Chambers submitted the following:

An Ordinance to sprinkle East Main street from Franklin street and East avenue to Asylum street, during the season of 1880.

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

The sprinkling of East Main street, from Franklin street and East avenue to Asylum street, during the season of 1880.

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 \$286, 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 Franklin street and East avenue to Asylum street.

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

Adopted by the following vote:

Ayes—Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Hart—14.

NEWS—WATER—1.

The final ordinance for extending Lake avenue outer sewer came up and on motion of Alderman Walbridge was postponed two weeks.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., May 15th, 1880. }

To the Hon. Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2093, for Bay 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 \$40.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT, ASSESSMENT NO. 2,093. BAY STREET WALK.

Whereas, The Common Council did upon the 30th day of December, 1879, enact an ordinance for a plank walk on Bay street,

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$40, 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 front of school lot No. 25.

Therefore, Resolved, That the sum of \$40, 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 23d day of May, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

CITY TREASURER'S OFFICE,
ROCHESTER, May 15, 1880. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,091, for Thompson 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 \$29.21.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,091.

THOMPSON STREET PLANK WALK.

Whereas, The Common Council did upon the 16th day of December, 1879, enact an ordinance for plank walk on Thompson street;

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of

§29.21, 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 the west side of Thompson street in front of which the said plank walk may be constructed.

Therefore, Resolved, That the sum of \$29.21, 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 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 22d day of May, 1880, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

UNFINISHED BUSINESS.

The resolution in regard to B. F. Blackall was indefinitely postponed.

Ald. Mandeville called up the following:

By Ald. Hebing—

To the Common Council of the City of Rochester:

Your Law Committee would report, in regard to the claims of various persons against the city for damages alleged to have been sustained by reason of the construction of a bridge over the New York Central and Hudson River Railroad on East Main street, in this city, and the construction of the abutments and approaches thereto, and the change of route of Goodman street through the Hair property near the bridge, that, in the opinion of your committee, the claims of the different persons are so varied in their character, and the questions of law involved in each case are so dissimilar, that it is for the interest of all parties concerned that each claimant resort to his own legal remedy, instead of attempting to adjust the various interests and legal questions arising in the case by the appointment of commissioners. Your committee, therefore, offer the following resolution for the consideration of the Board:

Resolved that the City Attorney be and he is hereby directed not to enter into any negotiations or stipulations on the part of the city by way of compromising said claims. All of which is respectfully submitted.

HENRY HEBING,
D. H. WESTBURY,
Committee.

Dated February 24, 1880.

Ald. Hebing moved that the resolution be adopted.

J. B. Perkins was heard.

Ald. Mandeville moved as a substitute that City Attorney enter into a suit with the parties concerned, and have it referred to Judge Angle.

Ald. Otis moved that the motion lie on the table until the City Attorney files his answer to the complaint. Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, Otis, Warren, Hebing, Crouch, Chambers, Chace, Wickens, Edelman—10.

Nays—Ald. FitzSimons, Mandeville, Vay, Knobles, Hart—5.

Ald. Mandeville renewed his motion.

Ald. L. M. Otis moved to indefinitely postpone.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Wickens, Edelman, Weaver—10.

Nays—Ald. Chambers, Walbridge, Mandeville, Felsing, Kelly, Hart—6.

The Committee on Opening and Alteration of Streets, to whom was referred the resolution changing the name of North street reported progress and asked for further time. Granted.

The resolution of Ald. Kelly, offered at a previous meeting, in regard to the withdrawing of the suits against the State Line Railroad, was indefinitely postponed on motion of Ald. FitzSimons, by the following vote:

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Felsing, Wickens, Edelman, Weaver—11.

Nays—Ald. Tracy, Chambers, Kelly, Hart—4.

EXECUTIVE BUSINESS.

Ald. Fee moved to proceed to ballot for Commissioners of Deeds and that the clerk cast the ballot. Adopted.

R. Hudson, Samuel L. Selden, Orrin C. French, F. W. Embry, E. H. Croly, F. J. Stewart, Louis Angel, J. W. Kimball, having received the requisite number of votes were declared elected.

Ald. Hart moved to proceed to a *viva voce* vote for Mt. Hope commissioners. Adopted.

Ald. Edelman moved to suspend the rule one-half hour.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Newell A. Stone was named by Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Newell A. Stone having received the requisite number of votes was declared duly elected.

Ald. Hebing moved to proceed to vote for Fire Marshal.

Ald. FitzSimons moved as an amendment that it be postponed until the next regular meeting. Adopted.

MISCELLANEOUS BUSINESS.

By Ald. Kelly—

Whereas this Common Council did on the 20th day of April pass a resolution granting to the Rochester & Brighton R.R. Co., the privilege of laying their track through certain streets of this city to the corner of Childs and Lyell streets as a terminus

And whereas this Common Council has been informed that said street R.R. Co. propose to terminate their track at the corner of Jay and Childs streets

Now, therefore, be it resolved, That said street R.R. Co. be requested to continue their track to the corner of Childs and Lyell streets without delay as contemplated in said resolution passed the 20th day of April as aforesaid. Adopted.

By Ald. Felsing—Whereas, Lot No. 77 of the McCrackenville track, Brisbane street, Ninth Ward, were assessed for General City Tax for 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 May 18, 1880, 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 \$13.74, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., May 18, 1880. }

Geo. D. Williams, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the General City Tax for the year 1880 to Andreas Eggle, viz:

Lot No. 77, w part, cor Fulton avenue and McCrackenville track, north side of Glenwood avenue, Ninth Ward, 33 feet front, 33 feet rear, and 140 deep and that the owner of said property should pay as his portion of the General City Tax for 1876 the sum of \$13.74 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, May 18, 1880. }

A true copy. GEO. D. WILLIAMS, Treasurer.

By Ald. Felsing—Whereas, Lots Nos. 5, 6, 7, 8 and 9 of the B. Werlie's subdivision, Nelson street, Twelfth Ward, were assessed for General City Tax, 1866, 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 May 18th, 1880, 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 \$8cts with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., May 18th, 1880. }

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 1879, to Mary Hart, viz: Lot No. 8, P. Werlie's subdivision lots 22 and 103 Gregory tract, east side of Meigs street, 12th Ward, 40 feet front, 32 feet rear, and 80 feet deep, and that the owner of said property should pay as her portion of General City Tax, 1866, the sum of \$8cts, 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,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE
Rochester, N. Y., May 18th, 1880. }

A true copy. GEORGE D. WILLIAMS, Treasurer.

By Ald. Felsing—Whereas, Lot No. 77 of the McCrackenville tract, Glenwood avenue, Ninth ward, was assessed for General City Tax for 1879, 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 May 18th, 1880, 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 \$10.26, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., May 18th, 1880. }

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 1880, to Andreas Eggle, viz:

Lot No. 77, west part, corner Fulton avenue, McCrackenville tract, north side of Glenwood avenue, Ninth ward, 33 feet front, 33 feet rear, and 140 ft. deep, and that the owner of said property should pay as his portion of General City Tax for 1879 the sum of \$10.26, 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., May 18th, 1880. }

(A true copy.) GEO. D. WILLIAMS, Treasurer.

By Ald. Felsing—Whereas, Lot No. 77, of the McCrackenville tract, Glenwood avenue, Ninth ward, was assessed for General City Tax for 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 May 18th, 1880, 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 \$10.50, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., May 18th, 1880. }

Geo. D. Williams, Treasurer:

SIR.—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1880 to Andreas Eggle, viz: :

Lot No. 77, west part, corner Fulton avenue, McCrackenville tract, north side of Glenwood avenue, Ninth Ward, 33 feet front, 33 feet rear, and 140 feet deep, and that the owner of said property should pay as his portion of General City Tax, 1878, the sum of \$10.50, 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,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., May 18th, 1880. }

(A true copy.) GEO. D. WILLIAMS, Treasurer.

By Ald. Felsing—Whereas, Lot No. 77 of the McCrackenville tract, Glenwood avenue, Ninth ward, were assessed for Varnum street sewer 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 May 18, 1880, 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 \$62.55 with expenses and interest, in pursuance of said certificate.

Adopted,

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., May 18, 1880. }

Geo. D. Williams, Treasurer:

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property will assessed upon the Assessment Rolls for the General City Tax for the year 1880 to Andreas Eggle, viz.:

Lot—No. 77 w. part, cor. Fulton avenue, McCrackenville tract, north side of Glenwood avenue, 9th ward, 33 ft. front, 33 ft. rear and 140 ft. deep, and that the owners of said property should pay as his portion of Varnum street sewer, No. 1,573, the sum of \$62.55 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., May 18, 1880. }

(A true copy.) GEO. D. WILLIAMS, Treasurer

By Ald. Felsing—Resolved, That the City Treasurer be and he is hereby directed to collect of Barnard Swytkint \$1.80 in full for his tax for Mark street plank walk, and charge the balance of said assessment to erroneous assessments. Adopted.

By Ald. Felsing—

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

GENTLEMEN: Your Assessment Committee report the following resolution and recommend its adoption:

Resolved, That the City Treasurer receive from John Cowles the following taxes : Lake avenue improvement, on lots Nos. 62 and 63 ; and General City Tax for the years 1876, 1877, 1878, 1879 ; with all expenses of sale, at 7 per cent. interest. Adopted.

Ald. Felsing called up the following, and moved its reconsideration :

Resolved, That M. H. FitzSimons be allowed to pay upon property formerly assessed to Bridget McLean, Second ward, the taxes and assessments at 7 per cent. Adopted.

By Ald. Felsing—Resolved, That M. H. FitzSimons be allowed to pay upon property formerly assessed to Bridget McLean, Second ward, the taxes and assessments at 7 per cent. interest to July 7, 1879. Adopted.

Ald. Felsing called up the following, and moved its reconsideration :

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

GENTLEMEN: The Rochester City & Brighton Railroad Company respectfully ask permission to lay tracks on the south side of Romeyn and Wilder streets and on the east side of Saxton street, from the corner of Clarke and Romeyn streets, through Wilder to the corner of Saxton, and thence to the State Line Railroad depot. C. B. WOODWORTH, Treasurer.

Adopted.

Ald. Hebing moved that it lay on the table until the next regular meeting.

Adopted.

By Ald. Mandeville—Resolved, That the Mayor be authorized to contract with the Herald Publishing Company for the publication of the city notices of all the boards ; also, the ordinances, &c., at a sum not exceeding one thousand dollars.

Ald. Weaver moved to amend that the contract date from April 1st, 1880.

Accepted by Ald. Mandeville.

The resolution was then adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, Fee, Chambers, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—11.

Nays—Ald. L. M. Otis, Hebing, Ira L. Otis, Walbridge, Hart—5.

Ald. Mandeville gave notice of the following amendment to the rules :

By Ald. Mandeville—Resolved, That rule 1st of the Rules and Orders of the Common Council be so amended as to read as follows :

“The stated meetings of the Common Council shall be held in the Common Council Chamber on the first Tuesday afternoon following the first Monday in April, and each alternate Tuesday afternoon thereafter, at 4 o'clock, and at such other times as the Council may from time to time prescribe.”

Laid over under the rule.

By Ald. Walbridge—Whereas, Geo. E. Meyerhoof has erected on his premises on Saratoga avenue a small frame building, 3 by 3½ feet, 7 feet high, to be used for storage of small articles, and in so doing he had no idea that he was violating the city ordinance in relation to the erection and removal of wooden buildings. He has completed the same. He now asks permission of this Council to let said structure remain as at present located ; therefore,

Resolved, that Geo. E. Meyerhoof have the permission of this Council to let said building

remain as it now stands on his premises.

Adopted.

Ald. Hebing moved that the rule to adjourn be suspended for fifteen minutes.

Adopted, by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Weaver, Hart—15.

Nays—Ald. Ira L. Otis, Edelman, Kelly—3

By Ald. Otis—Petition of sewer owners on Monroe avenue. Referred to Sewer Committee.

By Ald. Hebing—Resolved, That the list of streets in which the Common Council did by resolution of May 4, 1880, direct water pipes to be laid, be changed, as follows :

“Lincoln street, from Channing to Lansing street,” to read Lincoln street, from Channing to Chford street. “Lansing street, from Lincoln street to Hollister street” to be stricken from the list, and Clifford street from Lincoln street to North avenue, added to the list. Adopted.

By Ald. Hebing—Resolved, That the Executive Board be and they are hereby authorized and directed to extend the water mains in Averill street, from Monroe avenue to Cobb street, immediately. Adopted.

By Ald. Fee—Resolved, That the Mayor be and he is hereby authorized and requested to contract with the Rochester Weekly Star for the publication of the proceedings and city notices for the sum of four hundred dollars.

Lost by the following vote :

Ayes—Ald. Tracy, Fee, Felsing, Kelly—4.

Nays—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—12.

Ald. L. M. Otis moved that the clerk notify the Assessors to include Jennings street in the assessment for lamp tax. Adopted.

Ald. L. M. Otis moved that the Tax Levy be so amended as to fix the Fire Department Fund at \$40,000, according to the recommendation of the Executive Board.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. FitzSimons—Resolved, That the Improvement Committee be directed to report an ordinance for the improvement of Centre st. from Mill st. to Brown's race. Adopted.

Ald. FitzSimons moved that the City Treasurer be required to increase the amount of his bond to \$150,000.

Ald. Hart moved to lay on the table until the next regular meeting. Adopted.

Ald. Edelman moved that the Board adjourn. Adopted.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council, May 26th, 1880.

SPECIAL MEETING.

Ald. Westbury, president of the Board in the chair.

Present—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

Absent—Ald. Tracy, Fee, Felsing—3.

MAYOR'S OFFICE,
ROCHESTER, May 25, 1880. }

L. M. Mandeville, City Clerk:

Please call a special meeting of the Common Council for Wednesday, May 26th, at eleven o'clock A. M., at the City Clerk's Office, for the consideration of matters pertaining to the Board of Health.

CORNELIUS R. PARSONS, Mayor.

By Ald. Kelly—Resolved, That the Treasurer be and is hereby authorized to draw the city's note for \$1,500, to be paid out of the funds to be raised for the coming year and credit proceeds to health fund and charge discount to contingent fund; said note to be countersigned by the chairman of Finance Committee.

Lost by the following vote:

Ayes—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Edelman, Kelly, Hart—8.

Nays—Ald. FitzSimons, Walbridge, Mandeville, Wickens, Weaver—5.

Ald. Hart moved to postpone further action until the next regular meeting.

Ald. FitzSimons moved as an amendment that the Executive Board take the necessary steps immediately to remove all garbage and refuse from all streets and alleys.

Adopted by the following vote.

Ayes—Ald. FitzSimons, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—8.

Nays—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Kelly—5.

By unanimous consent Ald. FitzSimons presented the petition of Hiram Defendorf for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Mandeville presented the petition of Fletcher Williams for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Edelman moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council, June 1, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, in the chair.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Otis asked that the minutes of the previous meeting be corrected by substituting the word "resolution" for "report" in his motion to reconsider the resolution presented by the Poor Committee.

Also, that the word "adopted" appear after the Lamp Committee report.

The minutes were then approved as published.

PRESENTATION OF PETITIONS, BILLS, ACCOUNTS, ETC.

Ald. FitzSimons presented the petition of Henry Harrison for remission of taxes. Referred to the Assessment Committee.

To the Hon. Board of Aldermen, Rochester, N. Y.:

The following resolution was passed by your honorable body on the 20th day of April, 1880.

"Resolved, That permission be and the same is hereby given to the Municipal Gas Light Company, of Rochester, N. Y., to lay pipes for conducting gas through the streets, lanes, alleys and squares in said city, for the period of fifty years, to be subject to the same restrictions as to the mode of laying down such conductors as apply to and govern the other gas light companies in the city of Rochester."

In the debate which followed Ald. Otis moved an amendment as follows:

"Ald. Otis moved to amend the resolution that the company be required to lay their pipes on any street or alley the Council may require."

Knowing that the intention of the company was to lay pipes and furnish gas wherever required as soon as practicable I made no objection to the amendment.

But upon showing the resolution as amended, to the stockholders and capitalists, who were to build the works, they objected to go on for the following reasons:

1st. That no city in the country has ever asked for such power over a gas company as the amendment would give the Council.

2d. Such an amendment would leave the new company at the mercy of parties illdisposed to them, who might induce a future Board of Aldermen to order the new company to lay pipes in all the outskirts of the city where pipe have never been laid by the old company, who have been organized over thirty years, and where pipes are not needed, and would not be used. Should the new company refuse to comply with such an order at once, it would be a violation of the amendment and subject them to expensive litigation with the city. The amendment could also restrict us from laying pipes.

3d. Knowing that it was not the intention or your honorable body to place us in such a position where we may be held liable to the unfair construction which may be placed upon the amendment to the resolution.

We pray to be relieved from the said amendment to the resolution, so that we may feel safe in commencing the building of the works for the new company. Our pipes will be of double the capacity of those now laid throughout the city and the cost of laying them will be much greater than that of smaller pipes. We only ask the same rights which are allowed the gas companies now operating in the city of Rochester.

THE MUNICIPAL GAS LIGHT COMPANY OF THE CITY OF ROCHESTER.

By JOHN SCOTT, President.

June 1st. 1880.

Ald. FitzSimons asked that the communication on the table until miscellaneous business. So ordered.

Ald. Westbury presented the petition of R. J. Smith for permission to erect wood building and moved that the prayer of the petitioner be granted. Adopted.

By Ald. L. M. Otis—Bills of

Citizens' Gas Co., care and lighting.....	\$2,522 24
Rochester Gas Co.	2,018 51
Kelly Lamp Works, rep. lamp pots.....	46 65

Referred to Lamp Committee.

Ald. Fee presented the petition of tax payers on Conkey avenue for water mains in said avenue Referred to the Water Works Committee and Executive Board.

Ald. Fee presented the petition of Beate Preuss and Albert Weiss, asking for remission of fine. Referred to the Law Committee.

Ald. Hebing presented the petition of August Bunde, asking for remission of fine. Referred to the Law Committee.

Ald. Ira L. Otis presented the petition of R. A. Sibley, for permission to erect wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Ira L. Otis—Bill of Williamson & Higbie, stationery for City Attorney and Municipal Court. 57 95
Referred to Contingent Expense Committee.

Ald. Walbridge presented the petition of tax payers on Lake avenue, asking that the street railroad company be compelled to sprinkle the road bed of their tracks. Referred to the Improvement Committee.

By Ald. Walbridge—Bills of
R. Casey, labor on parks. \$ 15 50
R. Shannon, .. 20 10
Fred. Rocklin, .. 2 50
J. P. Horton, .. 35 00
J. O'Grady, .. 11 00
Wm. Coughlin, .. 25 00
Fred. Voltz, .. 24 06
Jacob Ercely, .. 6 00
Thomas Vought, .. 7 50
J. C. Schaffer, repair lawn mower. 4 75
Hamilton & Mathews, lawn mower. 16 00
G. C. Matur, grass seed. 2 01
J. W. McKinley & Son, tools for park 13 71
Steele & Avery, lawn mowers. 41 00

Referred to Park Committee.

By Ald. Mandeville—Bills of
Philip Schaad, material. \$ 5 75
Geo. W. Aldridge, labor and material. 26 00
Rochester Gas Co., gas city buildings. 85 97
G. W. & C. T. Crouch, kindling wood. 3 00

Referred to City Property Committee.

Ald. Edelman presented the petition of A. Gleichauf for permission to erect wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Edelman presented the petition of John Bliss, and moved its reference to the Law committee. Adopted.

Ald. Weaver presented the petition of taxpayers on North Stillson street for water mains. Referred to the Water Works committee.

By Ald. Weaver—Bills of
Citizens' Gas Co., rearranging lamps. \$17 80
H. C. Rose, .. 87 70

Referred to Committee on Rearranging Lamps.

By Ald. Weaver—Bills of
A. Kohler, meat. \$50 00
A. Zimmer, .. 50 00
F. Morhardt, .. 75 00
P. H. Curran, .. 41 50
C. Herzberger, .. 50 00
F. Morhardt, .. 8 35
H. Herzberger, .. 50 00
Smith, Perkins & Co., groceries. 472 69
.. 57 25
.. 57 25
W. F. Baker, beans. 13 25
Geo. F. Mezz, flour. 60 45
I. M. Chase, .. 183 75
A. H. Martin, groceries. 21 25
Adolph Schreck, .. 47 00
D. E. Pichner, bread. 504 78
A. Wetzell, crackers. 28 84
E. R. Andrews, printing. 47 75
W. & J. M. Alkenhead, soap. 31 45
Schofield & Darling, transportation. 22 00
H. & P. Bender, burials. 108 00
P. W. Taylor, disbursements. 119 10

Referred to Poor Committee.

By Ald. Weaver—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF MAY, 1880.

OVERSEER OF THE POOR OFFICE,
ROCHESTER, June 1st, 1880.

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 468 families in the following manner:

Orders on Poor Store.....	\$1,449 25
.. .. Coal Yard.....	124 58
.. .. J. O. Howard medicine.....	2 50
.. .. Schofield & Darling, transportation.....	22 32
.. .. G. L. Baker, ..	65
.. .. J. E. Butterfield, ..	2 25
.. .. P. Joyce, burials.....	12 00
.. .. A. W. Mudge, ..	12 00
.. .. B. O'Reilly, ..	24 00
.. .. Hoffman & Mayer, ..	12 00
.. .. Foehner & Maier, ..	12 00
.. .. J. H. Frick, ..	6 50
.. .. L. P. Beck, shoes.....	5 00

Total.....\$1,684 76
Less Towns..... 72 75

Total to city.....\$1,612 01

All of which is respectfully submitted.

P. W. TAYLOR, Overseer of the Poor.

Ordered received, filed and published.

Ald. Hart presented a petition of tax payers on Monroe avenue for water mains, and moved its adoption.

Ald. Hebing moved as an amendment to insert, "when there are funds applicable." The motion was then adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Ira L. Otis, from the Contingent Expense Committee, and Ald. Weaver, from the Poor Committee, reported favorably on various bills referred to their respective committees, and moved their reference to the Finance Committee for payment.

Ald. Fitz Simons sent up the Finance Budget and moved it lie on the table for the present. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., June 1, 1880.

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

CONTINGENT FUND.

MONTHLY PAY ROLL FOR MAY, 1880.

Cornelius R. Parsons, Mayor.....	\$208 33
Geo. D. Williams, City Treasurer.....	388 33
Albert G. Wheeler, City Attorney.....	150 00
Oscar H. Peacock, City Surveyor.....	166 66
L. M. Mandeville, City Clerk.....	137 50
David McKay, City Assessor.....	150 00
August M. Koeth, ..	150 00
Wm. Mahar, ..	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell, ..	150 00
M. H. McMath, Clerk ..	50 00
Francis J. Irwin, City Messenger.....	83 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building.....	50 00
W. C. Gray, Assistant Surveyor's Office.....	66 00
C. B. Parsons, Draughtsman ..	66 00
W. J. Stewart, Chainman ..	44 00
Ambrose Redman, Rodman ..	32 33
E. W. Williams, Treasurer's office.....	116 65
Warham Whitney, .. April & May	62 56
Edward Thomas, ..	60 00
Assessors' clerk hire month of April ..	41 67
.. .. May ..	41 67

MISCELLANEOUS.

L. M. Mandeville, postage stamps.....	5 00
Louis Erust, paper shears Mayor's office.....	2 00
C. S. Kenyon, repairing stamp City Clerk.....	4 00
Rochester Printing Co., printing points of suit of Lord vs. City.....	142 50

And charge that fund.

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR MAY, 1880.

Porter W. Taylor, Overseer.....	\$116 66
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James W. Stanley, Assistant Overseer.....	66 66
Henry L. Achilles, Jr, bookkeeper.....	58 33
Jacob Lutz, clerk.....	40 00
Dr. Kempe, City Physician.....	41 67
Dr. Wessel, City Physician.....	41 67
Dr. Schmitt, City Physician.....	41 67
Dr. Rockwell, City Physician.....	41 67
Dr. O'Hare, City Physician.....	41 67
Vincent M. Smith, Excise Commissioner.....	66 66
C. Herzberger.....	66 66
Wm. F. Morrison.....	66 66
Dr. Spencer, for April.....	41 67
May.....	41 67

MISCELLANEOUS.

N. L. Brayer, meat.....	42 75
H. Brewster, groceries.....	115 25
H. Heddlor, meat.....	25 00
Casper Fromm, meat.....	13 70
H. & P. Schaad, meat.....	22 30
A. Bauerschmidt, meat.....	25 00
Smith, Perkins & Co., groceries.....	175 23
J. A. Otto, groceries.....	25 50
C. V. Jeffreys, burials.....	62 00
Wm. Punch, burials.....	6 50
And charge that fund.....	

LAMP DEPARTMENT FUND.

Goodale & Stiles, lamp burners.....	25 20
H. C. Rose, rearranging lamps.....	83 29
National Gas Light Co., care of lamps for May.....	585 00
R. E. Gay & Co.....	655 72
And charge that fund.....	

CITY PROPERTY FUND.

R. C. White, wire border.....	\$ 10 50
S. A. McKinney, cuspidores and dusters.....	29 94
Sherlock & Sloan, hair felting.....	18 00
Chas. M. Beattie, salary month of May.....	30 00
And charge that fund.....	

POLICE DEPARTMENT FUND.

George Truesdale, salary May.....	\$187 50
And charge that fund.....	

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., June 1, 1880. }

To the Common Council

The annexed accounts have been duly examined, audited and settled by the Executive Board and are by resolution of said Board hereby certified to the Common Council for payment in accordance with section 148 of the City Charter.

THOS. J. NEVILLE, Clerk.

Water Works Department.

Wm. Murray, water pails.....	\$ 1 50
J. Hilbert & Co., cartage on ice.....	11 00
John H. Hill, solder.....	2 70
Wray & Ely, cod keys.....	2 38
Williamson & Hibbie, stationery.....	12 60
National Meter Co., sales of meters.....	82 50
Union Meter Co., do.....	99 25
Woodbury, Morse & Co., paint, etc.....	8 88
Vacuum Oil Co., oil.....	5 00
Frank Tully, reflector, etc.....	1 65
Christian Stein, repairs of pumping station.....	18 00
Whitmore, Rauber & Vitinus, material and labor.....	27 75
S. H. Oviatt, labor and disbursements on conduit line Section 2.....	96 01
M. Fahy, labor at Rush.....	6 87
Thos. J. Neville, disbursements.....	5 25

Fire Department.

George B. Page & Son, rubber bits.....	\$ 1 50
J. R. Chamberlin, on acc't of hose.....	300 00
Thos. Brooks, harness repairs.....	12 05
Geo. E. Miller, wood.....	5 00
S. E. Armstrong, services.....	18 00
Upton's Livery, horse hire.....	18 50
Geo. W. Aldridge, carpenter work.....	130 00

Water Pipe Fund.

Behr & Steiner, lead.....	\$1,502 05
Thos. J. Neville, disbursements.....	27 04

Street Department.

Hollister & Co., oak lumber.....	\$1,544 45
Ferry Bauer, labor operating Alien st. bridge.....	40 00
Chas. H. Chappell.....	40 00
R. L. Fenny, rent for depositing and storing ashes.....	7 50
A. H. Waterman, inspecting sprinkling.....	39 00
Patrick Bradley, gathering garbage.....	48 00
Chas. A. Jeffords, collecting garbage.....	41 00
Thos. J. Neville, disbursements.....	4 55
F. C. Lauer, McAdam.....	42 98

Sprinkling Streets.

Sanford D. Pierce, sprinkling State st.....	35 00
And charge Sprinkling Ordinance No. 2,103.	
Sanford D. Pierce, sprinkling E. and W. Main sts.....	110 00

And charge Sprinkling Ordinance No. 2,108.	
Sanford D. Pierce, sprinkling Clinton st.....	40 00
And charge Sprinkling Ordinance No. 2,110.	
Sanford D. Pierce, sprinkling Andrews st.....	15 00
And charge Sprinkling Ordinance No. 2,115.	
McCConnell & Pringle, sprinkling Park ave.....	20 00
And charge Sprinkling Ordinance No. 2,100.	
McCConnell & Pringle, sprinkling Meigs st.....	30 00
And charge Sprinkling Ordinance No. 2,101.	
McCConnell & Pringle, sprinkling Front st.....	28 75
And charge Sprinkling Ordinance No. 2,102.	
McCConnell & Pringle, sprinkling East avenue, sec. 2.....	75 00
And charge Sprinkling Ordinance No. 2,107.	

\$348 75

Local Improvements.

Benjamin F. Butler, inspecting work.....	24 00
And charge Exchange Street sewer Fund (O. 2,094.)	
Street Department, amount advanced.....	196 57
J. Charles W. Trotp Street Walk Fund (O. 1,697-6.)	
John Lutes, inspecting work.....	47 50
And charge N. St. P. ul Street Improvement Fund (O. 2,037.)	

By Ald. Edelman—Resolved, That Edward Wallace, Lorenz Ulscht and H. Schantz have permission to erect wood buildings according to their several petitions under the direction of the Fire Marshal and Wood Building Committee. Adopted.

Ald. L. M. Otis from the Lamp Committee, Aid. Mandeville from the City Property Committee, Aid. Walbridge from the Park Committee, Aid. Weaver from the special Committee on Rearranging lamps, reported favorable on various bills and moved their reference to the Finance Committee for payment.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., June 1, 1880. }

To the Hon. Common Council:

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

- Newell A. Stone, Commissioner Mt. Hope.
- Louis Angle, " " of deeds,
- Richard Hudson, " " " "
- E. H. Croly, " " " "
- Samuel L. Seldon, " " " "
- Orra C. French, " " " "

LUCIUS M. MANDEVILLE,
City Clerk.

Ordered received, filed and published.

By the Clerk—

OFFICE EXECUTIVE BOARD,
ROCHESTER, JUN 1, 1880. }

To the Common Council:

I have the honor to transmit herewith a statement showing expenditures by this Board in the month of May, and the present condition of the several funds in the charge of this Board.

Respectfully, your obedient servant,

THOS. J. NEVILLE,
Clerk of Executive Board.
EXECUTIVE BOARD, CITY OF ROCHESTER,
Office City Hall, June 1, 1880.

Monthly Statement showing the expenditures by the Executive Board for all purposes in the month of May, 1880; also the condition of the several funds in the charge of the Executive Board at this date:

Amounts credited City Treasurer:
Orders passed by Common Council, \$7,925 05
Orders passed by Executive Board
for labor..... 5,773 28

13,698 33

Funds Debited:

Highway.....	\$4,387 62
Water Works.....	2,538 91
Water Pipe.....	134 26
Fire Department.....	3,535 07
Salary and Expense.....	500 00
Exchange street sewer (time orders \$1,098).....	1,695 00
Thompson street walk.....	29 21
Bay street walk.....	40 00
Grading street thro' Hair property.....	343 00
Keeper street walk.....	148 64
Sundry sprinkling ordinances.....	316 62

13 698 33

Balance Sheet—Condition of Funds.

Dr. Balances :	
City Treasurer.....	\$38,339 52
Sidewalk Repair Fund.....	2,576 83
Exchange Street Sewer Fund.....	3,865 00
Upton Park Flag Walk Fund.....	999 00
Sundry sprinkling ordinances.....	346 62
Cr. Balances:	
Highway Fund.....	5,213 17
Water Works Fund.....	36,430 40
Water Pipe Fund.....	243 97
Water Works Special Fund.....	1,515 47
Macadam Stone Fund.....	1,333 81
Salary and Expense Fund.....	491 97
Fire Department Fund.....	848 18
	\$46,126 97 46,126 97

(Official). THOS. J. NEVILLE,
Clerk of Executive Board.

By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF MAY, 1880.

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 3d, and ending May 31st, 1880, for moneys to sell and dispose of strong and spirituous liquors, aies, wine and beer, to wit:

Crispin, William H., 70 Exchange st.....	\$40 00
Harting, Charles W., 126 Scio st.....	35 00
Stephan, John, corner St. Joseph and Buchan park.....	20 00
Epping, Frank, 82 S. St. Paul st.....	20 00
Crowell, W. S., 94 Caledonia ave.....	20 00
Shorer, Basil, 5 Hudson st.....	20 00
McDonald, Cornelius, 2 Locust st.....	37 50
Forest, Hattie, 187 E. Main st.....	26 50
Kelly, Peter, 162 Exchange st.....	20 00
Corneen, J. K. & R., 30 S. St. Paul st.....	20 00
Martens, John, 26 Delevan st.....	20 00
McDona'd, Catharine, 5 Monroe ave.....	30 00
Stopperan, Henry, 239 E. Main st.....	20 00
Carroll, Stephen B., 45 Front st.....	20 00
Eisenmenger, M. Barbara, 35 Chatham st.....	20 00
Day, Alfred, 200 W. Main st.....	20 00
Bauer, John, 21 Tonawanda st.....	40 00
McMannis, James, 24 S. St. Paul st.....	30 00
Schreck, Adolph, 127 Scio st.....	40 00
Crisp, Fred, W., 75 Front st.....	40 00
Popp, Otto C., 117 Jay st.....	20 00
Buck & Sanger, Osburn House.....	80 00
Marburger & Spies, 106 N. Clinton st.....	41 00
Elchman, Louis, 148 E. Main st.....	30 00
Haller, Christian, 104 1/2 Hudson st.....	20 00
Wheeler, David, 48 Sprinet st.....	20 00
Thompson, Laura M., 2 S. Washington st.....	20 00
Smith, Charles R., 59 W. Main st.....	40 00
McDonald, Joseph, 42 Allen st.....	20 00
Ferner, John, 136 Lake ave.....	40 00
Goodman, H. E., corner Hill and Ford sts.....	40 00
Wagner, Mrs. E., 12 N. Clinton st.....	40 00
McKay, James, 7 Munford st.....	40 00
Oaks, Joseph A., 9 Exchange st.....	40 00
Stallkrecht, Joseph, 90 Front st.....	40 00
Wildeburner, Leonard, 64 Monroe ave.....	40 00
Kenning, Theodore J., 50 North avenue.....	40 00
O'Hara, Felix, 173 West Main street.....	20 00
Imhof, Frederick, 124 North Clinton street.....	40 00
Herbert, Edmund, 148 Scio street.....	20 00
Sauterback, Henry, 22 Joiner street.....	20 00
Erbelding, Joseph, 50 South St. Paul street.....	50 00
Finzer, Valentine, 99 North Chatham street.....	40 00
Melon, A. C., 216 State street.....	40 00
Mahle, Louis, 63 St. Joseph street.....	20 00
Scranton, James D., Congress Hall.....	40 00
Wahl, Michael, 34 Herman street.....	40 00
McGinnis, James, 38 Smith street.....	30 00
Fritz, John Geo., 177 North St. Paul street.....	40 00
Keeler, August, 221 North street.....	20 00
Scheidnagle, Augustin, cor. Hudson and Barnard streets.....	40 00
Maxwell, James A., Waverley House.....	60 00
Butler, John, 157 Scio street.....	25 00
Semmel, Charles, 183 North Clinton street.....	20 00
Magin, Michael, 5 Andrew street.....	40 00
Zapf, John G., 120 Oak street.....	40 00
Pinchbeck, Wm., 15 Monroe avenue.....	20 00
Book, Catherine, East Main and Bay streets.....	50 00
Eisenmant, Catherine, cor. Clifford and North	
Marchand, Fred. G., 229 and 231 East Main st.....	40 00
McGuire, James H., 60 West Main street.....	20 00
Atkinson, Wm., 103 Clifton street.....	20 00
Erler, Wm., 71 Hudson street.....	40 00
Hoehn, George, 152 North avenue.....	20 00
Vandeline, James, 42 North ave.....	20 00
Armurburster, F. W. & Co., 98 1/2 Scio st.....	30 00

Englert, Charles, 4 Andrews st.....	40 00
Schleber, George, 26 & 28 W. Water st.....	40 00
Shearer, Frank, cor. Jay and Child sts.....	40 00
Campbell, James, 240 State st.....	40 00
Gilson, Charles F., Clinton Hotel.....	60 00
Werner, George, 40 E. Main st.....	20 50
Wegman, Mrs. Ann, 182 N. St. Paul st.....	40 00
Fien, Louis, 192 N. Clinton st.....	30 00
Glebe, Leopold, 162 Jay st.....	40 00
Ringstein, Adeline, 117 State st.....	40 00
Kroust, Philopene, 172 Pinnacle ave.....	40 00
Hawkins, George B., 17 Reynolds st.....	30 00
Kleeh, Anton, cor. Orange and Walnut sts.....	40 00
Whitcomb & Crouch, Whitcomb House.....	60 00
Overton, Libbie, Spring st.....	20 00
Feery, Frank V. & Co., 168 St. Joseph st.....	40 00
Knapp, George J., 225 Monroe ave.....	40 00
Hetzl, Christian, 156 North ave.....	40 00
Stuermer, John, First ave. and Bay st.....	40 00
Heller, Joseph, 24 William st.....	40 00
Dewitt, Hugh, cor. Spring and Exchange.....	50 00
Rosenthal, Gustave, 107 North ave.....	40 00
Bauer, Theodore, 198 St. Joseph st.....	25 00
Hellbronn, Christian, 149 East Main st.....	40 00
Frank, George F., cor. North and Woodbury.....	40 00
Zweigle, John G., 43 Front st.....	40 00
Rauber, P. F. & Bro., 132 W. Main st.....	30 00
Hampton, Thos., 152 1/2 Main st.....	30 00
LeGacy, Mary A., cor. Front and Market.....	50 00
Dubelbiss, Sam'l, cor. North ave and Bay st.....	40 00
Howard, James O., 114 State st.....	40 00
Martin, J. B., 9 Marne st.....	40 00
Kraft, Bartholomew, 274 State st.....	40 00
Boehly, Francis J., 105 North ave.....	40 00
Nase, Frederick, 118 St. Joseph st.....	40 00
Hetzl, Henry, 174 West ave.....	40 00
Johns, Jacob, 60 West ave.....	40 00
Wagner, Charles, 32 Maple st.....	40 00
Rail, Samu'l, first lock.....	40 00
Ursprung, Jacob J., cor. Chatham & Atwater.....	40 00
Siegs, Charles H., 61 Caledonia ave.....	40 00
O'Neil, Fred., 26 S. St. Paul st.....	40 00
Wolf, Justina C., 78 Pinnacle ave.....	40 00
Schwing, William, cor. Orange and Whitney.....	40 00
Reinfeldt, Christian, White Hotel (Ridge).....	50 00
Eisenberg, Conrad, 173 Pinnacle ave.....	40 00
Roth, William, 116 Mt. Hope ave.....	40 00
Bauman, Mary A., 334 Monroe ave.....	40 00
Luscher, Samu'el, 34 Pinnacle ave.....	40 00
Ulrich, Frederick, 67 Front st.....	20 00
Tibbitts, Mrs. V. M., National Hotel.....	60 00
Kessel, Frederick, 27 N. Clinton st.....	20 00
Bert'ni, Anacnetto, 163 & 162 W. Main st.....	40 00
Konatt, Gotlieb, 128 Lyell st.....	40 00
Kae, Charles, cor. Reynolds and Hunter sts.....	40 00
Eisele, Michael, 143 Mill st.....	40 00
Bertram, George, 229 N. Clinton st.....	40 00
Louis, Hof., 592 Brown street.....	30 00
Merklinger, Louis, 108 West ave.....	20 00
McManuss, Edward, 96 East ave.....	40 00
Bullinger, Gotlieb, 124 Elizabeth street.....	40 00
Shaffer, F. & E., 24 Joiner street.....	40 00
Bauerle, Jacob, 108 East ave.....	40 00
Jesserer, Aloise, 38 Hunter st.....	20 00
Schiffardt, Ferdinand, 338 State st.....	21 00
Hulln, Truman, 63 Genesee st.....	50 00
Kely, Joseph, 9 Hill st.....	50 00
Eisenmenger, Martin, 37 Broadway.....	40 00
R-ed, Mary M., 75 Mill st.....	40 00
Weider, Philip, 34 Grand st.....	40 00
Wixted, Catharine, 131 West Main st.....	20 00
Oschger, Dominick, 62 North ave.....	40 00
Steger, John B., 223 Brown st.....	50 00
Burns, Margaret E., 192 Mill st.....	50 00
Wolcott, James E., Clarissa st.....	30 00
Gordon, Andrew O., 13 Reynolds Arcade.....	40 00
Hildreth, Wm., Brackett House.....	50 00
Hyde, James, 118 Broadway.....	20 00
Werth, Catharine, cor. Cady and Reynolds sts.....	40 00
Kramer, Valentine, 206 N. Clinton st.....	40 00
Folkert, M'Chae, Pinnacle and South aves.....	40 00
Green, William, 49 Monroe ave.....	40 00
Hellbronn, Friederick, Bartholomay Park.....	20 00
Cirolski, August, 75 North ave.....	40 00
Zimmer, Conrad, 111 Mt. Hope ave.....	40 00
Rodenbeck, A. & W., 37 North ave.....	40 00
Kaufm, Joseph, 126 South ave.....	20 00
Ritzenhaller Bros, cor. W. Maple and Ames.....	40 00
Massetth, Edward, agt., 83 Plymouth ave.....	20 00
Kohl, Chas., cor. Lowell and Martin sts.....	42 50
Weidner, Geo., 102 Front st.....	50 00
Agerer, Friederika, 162 North ave.....	50 00
Stoeppler, Wm., 7 North ave.....	41 50
Field, Joseph, 141 W. Maple st.....	40 00
Sours, Wm. H., 101 E. Main st.....	42 00
Keller, Margarete, 10 N. Water st.....	42 00
McMurray, Samuel, 144 Lyell ave.....	45 00
Boylan, Nicholas, 33 Lyell ave.....	21 50
Lerch, Anthony, 49 Frances st.....	42 00
Burgess, Wm., 27 W. Main st.....	21 50
Bartsch, Geo., 100 N. Clinton st.....	21 50
Schoeffel, Frank A., 84 W. Main st.....	40 00

Joiner, Martin, 297 State st.....	41 75
Serge, Herbert, 243 State st.....	20 00
Fortune, Sarah J., 133 W. Main st.....	40 00
Weiss, Rudolph, 120 Mt. Hope ave.....	42 75
Reinhard, Peter, 97 Mt. Hope ave.....	41 75
Newman, Josiah, 112 Front st.....	32 50
Doyle, Rosanna, 65 Caledonia ave.....	31 50
Lehman, Herman, 120 Lyell ave.....	43 30
La Force, Rosalia, 207 N. Clinton st.....	42 63
Schwab, Bernard, cor. Smith and Whitney st.	41 00
Kitzel, Michael, 71 Lowell st.....	41 75
Millman, Samuel, 159 E. Main st.....	21 25
Christ, Jos., 43 1/2 N. Clinton st.....	42 00
Klem, Catharine, 116 W. Main st.....	41 50
Weber, Peter G., 87 Baden st.....	42 63
Werner, Geo., 258 N. Clinton st.....	41 00
Koesterer, Mary C., 116 North ave.....	20 00
Thrasher, Fletcher M., 93 North ave.....	20 00
Reisky, Emil, 111 N. St. Paul st.....	41 87
Minges, Jno., 240 E. Main st.....	40 00
Spahr, Casper, 83 N. St. Paul st.....	43 00
Stape, Philip, 131 Scio st.....	41 63

Total amount received and deposited with City Treasurer.....\$6,346 81
 Dated Rochester, N. Y., June 1st, 1880.

STATE OF NEW YORK, }
 County of Monroe, } ss.
 City of Rochester.
 Vincent M. Smith, Conrad Herzberger, and William F. Morrison, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from May 3d to May 25th, 1880, inclusive.

VINCENT M. SMITH,
 CONRAD HERZBERGER,
 WILLIAM F. MORRISON,
 Excise Com'rs.

Sworn to before me this 1st day of June, 1880,
 E. F. STILWELL,
 Commissioner of Deeds in and for the city of Rochester, N. Y.

Ordered received, filed and published.
 By the Clerk—

TREASURER'S MONTHLY REPORT.
 CITY TREASURER'S OFFICE, June 1st, 1880.
 To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 1st day of June, 1880, as required by section 58 of the City Charter.

	Credit Balances.
Poor Department Fund.....	\$ 9,635 17
Police Department Fund.....	2,347 51
Contingent Fund.....	21,569 44
Lamp Fund.....	3,093 56
Health Fund.....	133 15
City Property Fund.....	1,082 61
House for Trauats Fund.....	9 10
Park Fund.....	108 11
Search Department Fund.....	1,288 65

GEO. D. WILLIAMS, Treasurer.
 Subscribed and sworn to before me this 1st day of June, 1880.
 F. J. IRWIN,
 Commissioner of Deeds.

By the Clerk—
 MAYOR'S OFFICE,
 ROCHESTER, N. Y., June 1, 1880. }

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

GENTLEMEN: I hereby appoint Dr. E. M. Moore and Enoch V. Stoddard, M. D., as members of the Board of Health; the former to be his own successor, and the latter to succeed Dr. H. H. Langworthy, whose term of office has expired.
 CORNELIUS R. PARSONS,
 Mayor.

Confirmed by the following vote:
 Ayes.—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—16.

By the Clerk—
 MAYOR'S OFFICE,
 ROCHESTER, May 28, 1880. }

Gentlemen of the Common Council:
 I return to you without my approval that portion

of the proceedings of your last regular meeting relating to the salary of the Police Justice and fixing the same at \$2,500. At your meeting of April 6th a resolution was adopted appointing a committee on salaries, and, after mature deliberation, it, on the 20th of April, reported a schedule of the same, upon which your Board took action, resulting, among other things, in fixing the salary of the above official at \$2,250, and this by a nearly unanimous vote. Two resolutions of your honorable body relating to this matter, both fixing the annual compensation of the Police Justice and each varying in amount, would now be in force did I not interpose an objection. But it is not for this reason alone that I propose to interfere. I believe that the salaries are once fixed, especially if hasty action has not been taken, and no apparent injustice has been done, that they should so remain during the year. My relations with Mr. Truesdale are of the most friendly character, and personally I should be pleased to have him receive every dollar of compensation which your Board in its wisdom might seem willing to vote, but under the circumstances I cannot approve of your action, regarding the same as unwise and ill-timed, and calculated to reopen the whole salary question. As evidence of this fact I will state that already, in two separate instances, application has been made to me for the approval of other resolutions of this kind, which interested parties believe can be passed because of your favorable action in the matter which now forms the basis of this communication. For this reason I feel it my duty to disagree with you, sincerely regretting the necessity that compels it.

CORNELIUS R. PARSONS, Mayor.

The President stated the question, shall the resolution stand, notwithstanding the objections of his Honor the Mayor.

Ald. Fitz Simons rose to the point of order that the Mayor had not complied with section 48, title 4, of the revised city charter.

The President ruled the point of order well taken.

Ald. Hart appealed from the decision of the Chair.

Carried by the following vote:
 Ayes—Fitz Simons, Walbridge, Mandeville, Felsinger, Wickens, Weaver, Kelly—7.

Nays—Ald. Tracy, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Edelman, Hart—8.

Ald. Fitz Simons—Mr. Clerk, I desire to enter my protest against the action of this Board, it being illegal.

The Mayor's veto was then sustained by the following vote:

Ayes—Ald. Fitz Simons, Walbridge, Mandeville, Felsinger, Wickens, Weaver, Kelly—7.

Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Edelman, Hart—9.

ACTION ON ORDINANCES.
 SPRINKLING TROUP STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Troup street, from Exchange street to Caledonia avenue, during the season of 1880.
 Adopted.

The Surveyor submitted as such estimate, \$200.
 By Ald. Chambers—Resolved, That the following improvement is expedient, viz:

The sprinkling of Troup street, from Exchange street to Caledonia avenue, during the season of 1880.

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 \$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 Troup street, from Exchange street to Caledonia avenue, except such lots on Troup street as have been designated to be assessed for sprinkling Fitzhugh street, Plymouth avenue and South Washington street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 afternoon, June the 15th, 1880, at four o'clock, at the Common Council Chamber, when allegations will be heard.
 Adopted.

PLANK WALK ON AMES STREET.

By Ald. Chambers—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 Ames street, from the N. Y. C. R. R. to Jay street; also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$1,352.

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

The construction of a plank walk 4 feet wide on each side of Ames street, from the N. Y. C. R. R. to Jay 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 \$1,352, 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 Ames street, from the N. Y. C. R. R. to Jay street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172, of the Revised Charter of 1880, 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 afternoon, June the 15th, 1880, at four o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

IMPROVEMENT OF GOODMAN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Goodman street from the south curb line of East avenue to the north curb line of Park avenue, by the construction of a gravel roadway 24 feet wide, with Medina or Hudson River blue stone curbs, and gutters 3 feet wide on each side thereof; also, the necessary crosswalks, surface sewers, lot laterals, manholes and sidewalk grading, and such flagwalks as are now constructed, to be relaid to the proper grade if necessary.

Adopted.

The Surveyor submitted as such estimate, \$4,000.

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

The improvement of Goodman street from the south curb line of East avenue to the north curb line of Park avenue, by constructing a gravel roadway 24 feet wide, with Medina or Hudson River blue stone curbs, and gutters 3 feet wide, on each side thereof; also the necessary crosswalks, surface sewers, lot laterals, manholes and sidewalk grading, and such flagwalks as are now constructed, to be relaid to the proper grade if necessary.

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 Goodman street from East avenue to Park 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 of six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 afternoon, June the 15th, 1880, at 4 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

CENTRE STREET IMPROVEMENT.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Centre street from the east curb line of Mill street to Brown's race, by constructing a roadway 33 feet wide paved with Medina stone, with a line of curbstone on each side thereof; also a six foot flag walk on each side of the street, with an extension of plank walk on the south side of the street, over a portion of the raceway; also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$2,200.

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

The improvement of Centre street from the east line

of Mill street to Brown's race, by constructing a roadway 33 feet wide paved with Medina stone, with a line of curbstones on each side thereof; also a six-foot flag walk on each side of the street, with an extension of plank walk on the south side of the street, over a portion of the raceway; 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 \$2,200, 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 Centre street, from Mill street to Brown's race.

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 said roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880 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 afternoon, June 15, 1880, at four o'clock, at the Common Council chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCE NO. 2,127.

PLANK WALK ON GATES AVENUE.

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

An ordinance to construct a 2 plank walk on the west side of Gates avenue, from Otis street to the top of the south bank of Deep Hollow creek.

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

The construction of a 2 plank walk on the west side of Gates avenue, from Otis street to the top of the south bank of Deep Hollow creek.

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 \$130.00, 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 west side of Gates avenue, from Otis street to the top of the south bank of Deep Hollow creek.

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, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—14.

FINAL ORDINANCE NO. 2,128.

PIPE SEWER IN WACKERMAN STREET.

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

An ordinance to constructing a 12-inch pipe sewer in Wackerman street, from the sewer in Jay street to a point opposite the middle of lot No. 16 of the Wackerman tract. 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 12-inch pipe sewer in Wackerman street, from the sewer in Jay street, to a point opposite the middle of lot No. 16, of the Wackerman Tract. 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 \$733, 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 Wackerman street, from Jay street to a point opposite the middle of lot No. 16, of the Wackerman Tract.

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, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart, —14.

FINAL ORDINANCE NO. 2,129.

PLANK WALK ON SPENCER STREET.

On motion of Ald. Chambers 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. Chambers submitted the following:
An ordinance to construct a plank walk 4 feet and 8 inches wide on the south side of Spencer street, from Lake avenue to a point 333 feet east thereof.

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

The construction of a plank walk 4 feet and 8 inches wide on the south side of Spencer street, from Lake avenue to a point 333 feet east thereof.

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 \$120, 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 Spencer street, from Lake avenue to a point 333 feet east 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart —15.

FINAL ORDINANCE NO. 2,130.

PLANK WALK ON MILLER STREET.

On motion of Ald. Chambers, 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. Chambers submitted the following :
An ordinance to construct a plank walk 4 feet wide on each side of Miller street, from Bay street to the north line of lot 23 of the Assessors' subdivision.

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

The construction of a plank walk four feet wide on each side of Miller street, from Bay street to the north line of lot 23 of the Assessors' subdivision.

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 \$865 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 Miller street, from Bay street to the north line of lot 23 of the Assessors' subdivision.

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

Adopted by the following vote :
Ayes—Tracy, FitzSimons, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

FINAL ORDINANCE NO. 2,131.

SPRINKLING OF ALLEN STREET.

On motion of Ald. Chambers 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. Chambers submitted the following:
An ordinance to sprinkle Allen street from State st. to the Erie canal during the season 1880.

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

The sprinkling of Allen street, from State street to the Erie canal, during the season of 1880.

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 \$220.00, 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 Allen street, from State street to the Erie Canal, except the lots on the

northwest and southwest corners of Allen and State streets.

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, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman Weaver, Kelly, Hart —15.

The final ordinance for pipe sewer in Kelly street came up.

Ald. Edelman presented a petition in reference to the assessment for Kelly street sewer and moved its reference to the Assessors. Adopted.

FINAL ORDINANCE NO. 2,132.

PIPE SEWER IN KELLY STREET.

On motion of Ald. Fee 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. Fee submitted the following:
An ordinance to construct a pipe sewer 12 inches in diameter in Kelly street, from the sewer in Clinton street to a point six feet east of F. J. Thomas' west line. 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 pipe sewer 12 inches in diameter in Kelly street, from the sewer in Clinton street to a point six feet east of F. J. Thomas' west line. Also, the necessary lot laterals, surface sewers and manholes.

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 \$493, 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 Kelly street from Clinton street east to a point six feet east of F. J. Thomas' west 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—14.

FINAL ORDINANCE NO. 2,133.

SPRINKLING OF NORTH ST. PAUL STREET.

On motion of Ald. Chambers 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. Chambers submitted the following:
An ordinance to sprinkle North St. Paul street from Vincent place to the north line of Hart avenue, during the season of 1880.

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

The sprinkling of North St. Paul street from Vincent place to the north line of Hart avenue, during the season of 1880.

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 \$132, 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 Vincent place to the north line of Hart 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, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

FINAL ORDINANCE NO. 2,134.

SPRINKLING MILL STREET.

On motion of Ald. Chambers 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. Chambers submitted the following:
An ordinance to sprinkle Mill street from Exchange Place to Platt street, during the season of 1880.

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

The sprinkling of Mill street from Exchange Place to Platt street, during the season of 1880.

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 \$132.00, 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 Mill street, from Exchange Place to Platt 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, and Kelly—15.

The final ordinance for sprinkling Elm street came up.

Ald. L. M. Otis moved that it be indefinitely postponed. Adopted.

The final ordinance for plank walk on Campbell st. came up.

Ald. FitzSimons moved it be postponed for two weeks. Adopted.

The final ordinance for Lake avenue outlet sewer came up.

Ald. Walbridge moved to indefinitely postpone.

Lost by the following vote:

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Weaver, Kelly, Hart—15.

Ald. FitzSimons moved it be referred to the Surveyor to amend in accordance with the revised city charter. Adopted.

The final ordinance for stone sewer in North avenue came up. After hearing allegations, Ald. Weaver moved to postpone for two weeks. Adopted.

The final ordinance for the opening and extension of Graves street came up.

Ald. Tracy moved to indefinitely postpone.

Ald. L. M. Otis moved as an amendment that it lay over two weeks. Adopted.

The final ordinance for opening a street from State street to Fitzhugh street came up.

Ald. Tracy presented a remonstrance from taxpayers on Front street.

Ald. Fee moved to strike out one tier of lots on each side of Front street. Adopted.

UNFINISHED BUSINESS.

Changing the name of North street came up, and on motion of Ald. Tracy was laid on the table.

Ald. Felsinger's resolution to reconsider permission given to the R. C. & B. R. Co. to lay tracks in Saxton, Romeyn and Wilder streets, was, on motion of Ald. Felsinger, indefinitely postponed.

UNFINISHED BUSINESS GENERALLY.

Ald. Fitz Simon's motion in regard to increasing the City Treasurer's bond came up, and, on motion of Ald. Hart, was postponed two weeks.

By Ald. Mandeville—Resolved, That rule 1st of the Rules and Orders of the Common Council be so amended as to read as follows:

"That stated meetings of the Common Council shall be held in the Common Council Chamber on the first Tuesday afternoon following the first Monday in April, and each alternate Tuesday afternoon thereafter, at 4 o'clock, and at such other times as the Council may from time to time prescribe."

Ald. Hart moved to indefinitely postpone.

Lost by the following vote:

Ayes—Ald. Tracy, Westbury, Chambers, Felsinger, Kelly, Hart—6.

Nays—Ald. FitzSimons, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver—10.

Ald. Hart moved to lay on the table two weeks.

Lost by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Chambers, Felsinger, Kelly, Hart—7.

Nays—Ald. Fitz Simons, L. M. Otis, He

bing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver—9.

Ald. Hart moved to insert 7 o'clock in place 4 o'clock.

Lost by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Felsinger, Kelly, Hart—6.

Nays—Ald. FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver—10.

Ald. Fee moved to insert 5 o'clock.

Ald. Hart moved to amend that it be 6 o'clock.

Lost by the following vote:

Ayes—Ald. Tracy, Fee, Felsinger, Edelman, Hart—5.

Nays—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Weaver, Kelly—11.

Ald. Fee's motion was then lost by the following vote:

Ayes—Ald. Tracy, Fee, Felsinger, Edelman, Kelly, Hart—6.

Nays—Ald. FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Weaver—10.

The original resolution of Ald. Mandeville was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver—11.

Nays—Ald. Westbury, Chambers, Felsinger, Kelly, Hart—5.

Ald. L. M. Otis moved to amend the tax levy, making the school repair fund \$10,000 in place of \$5,000.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. L. M. Otis moved that when the Board adjourn it by for one week to the time fixed by the amended rule. Adopted.

Ald. Tracy in the chair.

Ald. Hart moved to amend the Tax Levy making the Highway Fund of the Executive Board \$50,000 in place of \$45,000.

Lost by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Chambers, Felsinger, Edelman, Kelly, Hart—8.

Nays—Ald. FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—8.

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

Ald. Hart moved to make the amount \$49,000.

Lost by the following vote, two-thirds not voting in the affirmative:

Ayes—Ald. Tracy, Westbury, Fee, Chambers, Felsinger, Edelman, Weaver, Kelly, Hart—9.

Nays—Ald. FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Weaver—7.

Ald. FitzSimons moved that \$6,400 of the Board of Health Fund be transferred to the Executive Board as a fund for the collection of garbage.

Lost by the following vote:

Ayes—Ald. FitzSimons, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Weaver, Hart—8.

Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Edelman, Kelly—8.
Ald. FitzSimons moved that \$5,000 be transferred.

Ald. Ira L. Otis moved as an amendment that the amount be \$3,500.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Weaver, Hart—10.

Nays—Westbury, L. M. Otis, Fee, Hebing, Edelman, Kelly—6.

The original motion as amended was then adopted.

EXECUTIVE BUSINESS.

Ald. Hart moved to proceed to a *viva voce* vote for Fire Marshal. Adopted.

FIRST VOTE.

Wm. Carroll was named by Ald. Tracy, L. M. Otis, Fee, Mandeville, Felsing, Wickens—6.

Richard Whalen was named by Ald. Fitz Simons, Hart—2.

O. L. Angevine was named by Ald. Westbury, Walbridge, Edelman, Weaver—4.

Joseph Qualtrough was named by Ald. Hebing—1.

Peter Sheridan was named by Ald. Chambers—1.

Henry McGregor was named by Ald. Kelly—1.

Anthony Cole was named by Ald. Ira L. Otis—1.

No choice.

SECOND VOTE.

Carroll was named by Ald. Tracy, Fitz Simons, L. M. Otis, Fee, Chambers, Mandeville, Felsing, Wickens—8.

Angevine was named by Ald. Westbury, Ira L. Otis, Walbridge, Edelman, Weaver—5.

Qualtrough was named by Ald. Hebing—1. McGregor was named by Ald. Kelly—1.

Whalen was named by Ald. Hart—1.
No choice.

THIRD VOTE.

Carroll was named by Ald. Tracy, Fitz Simons, L. M. Otis, Fee, Chambers, Mandeville, Felsing, Wickens—8.

Angevine was named by Ald. Westbury, Ira L. Otis, Walbridge, Edelman, Weaver—5.

Qualtrough was named by Ald. Hebing—1. McGregor was named by Ald. Kelly—1.

Whalen was named by Ald. Hart—1.
No choice.

FOURTH VOTE.

Carroll was named by Ald. Fitz Simons, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Kelly—9.

Sheridan was named by Ald. Tracy, Mandeville, Edelman, Hart—4.

Angevine was named by Ald. Westbury, Weaver—2.

Qualtrough was named by Ald. Hebing—1.

William Carroll having received the requisite number of votes was declared elected Fire Marshal.

MISCELLANEOUS BUSINESS.

Ald. Kelly presented the following:

In Board of Education—March 29, 1880—

Com. Brayer presented the following report:

To the Honorable the Board of Education:

GENTLEMEN: At the last meeting of the board, the undersigned a special committee appointed at a previous meeting to select a site for a new school building in number 21 district, reported in favor of five lots on the west side of Wackerman street, with a front-

age of 164 feet by 193 feet in depth, which were offered for \$2,000. An amendment to such recommendation, introduced by Com. Whitmore was then adopted in favor of making an offer to the owners of the Wackerman street lots to exchange for the present number 21 school property upon the payment by the board of \$1,000 difference. Since this action by the board your committee have conferred with the representatives of such owners, and find that the most favorable terms we can make with them in an exchange will be for \$1,200 and the number 21 school property.

After further examination of the lots on Wackerman street by all the members of your committee, together with the Superintendent, we are convinced that it will be much better to exchange upon the terms offered by the owners of said lots, viz.: \$1,200, than to take the property adjoining No. 21 for \$1,800, and your committee would accordingly recommend the acceptance of the offer made by owners of the Wackerman street property.

N. L. BRAYER,
JONAS JONES,
J. M. BROWN,
Committee.

Adopted by the following vote:

Yeas—Coms. Brown, Wray, Kingsley, Tait, Jones, Westcott, Weldon, Kase, Whitmore, Martens, Cork, Brayer, Dickinson—18.

In Board of Education, April 12, 1880

Com. Williams moved that the Clerk notify the Common Council, for their consideration, of the action of the Board of Education, March 20th ult., in relation to exchanging No. 21 school property for vacant lots for a new school building in that district. Adopted.

A. L. MABBETT, Clerk.

Referred to Committee on Public Schools to report at the next meeting.

By Ald. Kelly—Resolved, That the Chair appoint a committee of three members of this Board to inquire into the matter of public baths and report to this Board at the next regular meeting. Adopted.

By Ald. Edelman—Resolved, That the Executive Board be hereby requested to lay the water mains on Henry street, from Herman street to Weiger street, on Weiger street, from Hudson to Thomas street, and on Thomas street, from Weiger to Herman street.

Ald. Hebing moved its reference to the Water Works Committee.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver—14.

Nays—Ald. Chambers—1.

Ald. Felsing presented the assessment roll for sprinkling East avenue from Alexander street to Goodman street.

Confirmed by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver—14.

Ald Hebing moved to suspend the rule to adjourn for fifteen minutes.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Hart—15.

By Ald. Felsing—Whereas, Parts of lots 3 and 4, 100-Acre Tract, Aqueduct street, First Ward, assessed to Lewis Roberts, was sold for the General City Tax for 1875, and has since changed hands;

Resolved, That the owner thereof be granted the privilege of paying the same, with seven per cent interest from date of sale. Adopted.

By Ald. Felsing—Whereas, Lots Nos. 5, 6, 7, 8 and of the B. W. Miles subdivision tract, Nelson street, Twelfth Ward, were assessed for General City Tax, 1866, 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 May 24th, 1880, 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 98 cents, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., May 24th, 1890.

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 1879 to Mary Scanlin, viz: Lot No. 5, B. Werlies subdivision lots 22 and 103 Gregory Tract, east side of Meigs street, Twelfth Ward, 40 feet front, 29 feet rear, and 139 feet deep, and that the owner of said property should pay as her portion of General City Tax, 1886, the sum of 98 cents, 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,
AUGUSTUS M. KOETH,
WM. MAHAR,

Assessors.

CITY TREASURER'S OFFICE,

Rochester, N. Y., June 1st, 1890.

(A true copy.) GEO. D. WILLIAMS, Treasurer.

Ald. Felsing presented the petition of Mary A. Wolf for permission to erect a wood building, and moved its reference to the Wood Building Committee and Fire Marshal. Adopted.

Ald. Mandeville presented the petition of Mrs. Hungerford for remission of taxes. Referred to the Assessment Committee.

By Ald. Mandeville—Resolved, That the City Property Committee be authorized to enter into contract with L. C. Largie for one hundred (100) tons, Geo. Engert one hundred (100) tons, and Cooney & Co. fifty (50) tons of large egg (grate) anthracite coal, in accordance with the terms of the advertisement of the City Property Committee, and the proposals submitted by them. Said coal to be delivered in the basement of the City Hall Building. Adopted.

By Ald. Ira L. Otis—Resolved, That the City Clerk be authorized to ask for and receive propositions for printing and binding 500 copies of the new charter, the same to be indexed by the City Attorney and furnished with marginal notes, and that the City Clerk procure said 500 copies at the lowest bid for suitable and proper text and binding. Adopted.

By Ald. Hebing—Resolved, That the Law Committee be, and they are hereby authorized to employ Joseph A. Stull, Esq., and A. G. Wheeler, Esq., as assistant counsel in certain suits to be tried in the coming circuit as the Law Committee may deem for the best interest of the city.

Ald. Hart moved to strike out the name of Joseph A. Stull.

Lost by the following vote:

Ayes—Ald. Chambers, Hart—2.

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver—13.

The original resolution was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver—15.

Ald. Hebing presented a road warrant from the town of Brighton, signed by Willard Hodges, Overseer of Highways, and moved it lie on the table until the next regular meeting. Adopted.

Ald. Fee presented the petition of Susan Erwin for permission to erect wood building, and moved the prayer of the petitioner be granted. Adopted.

Ald. Fee presented the petition of taxpayers on Livingston street for gas mains.

By Ald. Fee—Resolved, That the Citizens' Gas Company be requested to lay their mains through Livingston street, and that the Lamp Committee be authorized to locate public lamps on said street. Adopted.

Ald. Fee presented the petition of taxpayers on Shamrock street to change the name of Shamrock street to Ward Park.

By Ald. Fee—Resolved, That the name of Shamrock street, in the 5th ward, be changed to that of Ward Park, and that the Clerk of this Board be and he is hereby directed to enter such change upon the street register, which is kept in his office for that purpose.

Referred to the Improvement Committee.

Ald. Fee moved to reconsider the vote taken appropriating \$3,500 from the Board of Health Fund to the Executive Board.

Adopted by the following vote:

Ayes.—Ald. Tracy, FitzSimons, Fee, Chambers, Felsing, Edelman, Weaver, Kelly, Hart—9.

Nays—Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens—7.

Ald. Fee moved that the amount be fixed at \$5,000.

Lost by the following vote:

Ayes.—Ald. FitzSimons, Fee, Chambers, Felsing, Wickens, Edelman, Weaver, Hart—8.

Nays—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Kelly—8.

Ald. Tracy moved that the amount be fixed at \$4,000.

Adopted by the following vote:

Ayes.—Ald. Tracy, FitzSimons, Fee, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Hart—11.

Nays.—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Kelly—5.

The original motion, as amended, was then adopted.

Ald. Hart moved to still further suspend the rule ten minutes. Adopted.

Ald. FitzSimons moved that the police pay roll be stricken from the budget. Adopted.

Ald. L. M. Otis moved that the salary of Police Justice be corrected in the finance budget. Adopted.

The finance budget was then adopted by the following vote:

Ayes.—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. FitzSimons called up the communication from the Municipal Gas Light Co., and moved that they have the same privileges as the other companies. Adopted.

The chair announced as Committee on Public Baths Ald. Kelly, Weaver, Walbridge.

Ald. Hart moved that the salary of the Fire Marshal be fixed at \$500.

Ald. Tracy moved as an amendment that the amount be \$700.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Kelly, Hart—14.

Nays—Ald. Ira L. Otis, Weaver—2.

The original motion as amended was then adopted.

Ald. Fee moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE, City Clerk.

in Common Council, June 8th, 1880.

ADJOURNED REGULAR MEETING.

Ald. Westbury, President of the Board in the chair.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly—14.

Absent—Ald. Felsing, Hart—2.

Ald. L. M. Otis asked that the minutes of the previous meeting be corrected in relation to the Mayor's veto.

Ald. Mandeville moved that the Mayor's veto and so much of the proceedings as related thereto, be expunged from the minutes.

Ald. Edelman moved that the matter lie over until the next meeting.

Lost by the following vote :

Ayes—Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Edelman—6.

Nays—Ald. FitzSimons, Walbridge, Mandeville, Wickens, Weaver, Kelly—6.

The motion to expunge was then adopted by the following vote.

Ayes—Ald. FitzSimons, Westbury, Walbridge, Mandeville, Wickens, Weaver, Kelly—7.

Nays—Ald. L. M. Otis, Fee, Hebing, Ira L. Otis, Edelman—5.

Ald. L. M. Otis moved to consider the tax levy. Adopted.

By Ald. FitzSimons—

Resolved, That the amounts set opposite the several funds in the schedule attached hereto 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 81, title 5, City Charter.

SCHEDULE.

For lighting the city.....	\$55,000 00
For support of the police.....	64,000 00
For general contingent expenses.....	40,000 00
For support and relief of poor.....	40,000 00
For Board of Health.....	6,000 00
For support of common schools as follows:	
To lease, alter and improve school houses, their out-houses and appurtenances.....	\$10,000 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.....	108,632 00
	<hr/>
	128,632 00
For erroneous assessments.....	1,123 82
For City Property Fund.....	4,500 00
For Park Fund.....	2,000 00
For payment of notes given for deficiencies in the following funds:	
Poor Fund.....	\$12,000 00
Lamp Fund.....	5,000 00
Park Fund.....	100 00
Police Fund.....	10,000 00
	<hr/>
	27,100 00
For payment of twenty bonds of \$1,000 each, given for relief of soldiers' families, due May 1st, 1880.....	20,000 00
For Executive Board, as per their requisition.....	
For Fire Department Fund.....	40,000 00
For extension of water pipe.....	35,000 00
For care and maintenance of streets and avenues, including street cleaning and repairs to sewers and bridges.....	40,800 00
For repairs and care of avenues.....	4,200 00
For collections of garbage.....	4,000 00
For salaries of Commissioners.....	6,000 00
For interest on bonded debt, as follows:	
SEVEN PER CENTS.	
One year on \$51,000, floating debt.....	\$3,370 00
One year on \$60,000, floating debt.....	4,200 00
One year on \$150,000, floating debt.....	10,500 00
One year on \$15,000, Clarissa street bridge.....	1,050 00
One year on \$12,686.13, Arsenal site.....	888 02
One year on \$385,000, City Hall.....	23,450 00
One year on \$125,000, Free Academy building.....	8,750 00

One year on \$15,000, Free Academy site.....	1,050 00
One year on \$5,000, Monroe avenue cemetery.....	350 00
One year on \$15,000, Monroe ave. school.....	1,050 00
One year on \$50,000, deficiency loan.....	3,500 00
One year on \$410,000, funding loan 1875.....	28,700 00
One year on \$25,000, No. 5 school.....	1,400 00
One year on \$3,182,000, water works.....	222,740 00
One year on \$600,000, R. & S. L. F. R.....	42,000 00
One year on \$150,000, R., N. & P. R. R.....	10,500 00
SIX PER CENTS	
One year on \$20,000, relief soldiers' families.....	\$ 1,200 00
One year on \$25,000, Main street widening.....	1,500 00
One year on \$20,000, steam fire engines.....	1,200 00

Less amount to be turned over by Executive Board as surplus receipts over expenditures..... 45,000 00

Total to be raised for interest..... \$322,598 02

\$340,953 84

Ald. Hebing moved that the tax levy be adopted.

Ald. FitzSimons protested against the amount appropriated for the Board of Health.

The tax levy was then adopted by the following vote :

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly—13.

Nays—FitzSimons—1.

PRESENTATION OF PETITIONS, BILLS, ACCOUNTS, ETC.

Ald. Fee presented the petition of Christian Paul for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Fee presented the petition of W. S. Staples for remission of Elbs and Elbs's fine. Referred to the Law Committee.

Ald. Hebing presented bills of

Wm. S. Oliver.....	\$20 00
Wm. F. Duffield.....	8 75

Referred to the Law Committee.

Ald. Edelman presented the petition of Lewis Pasamausky for permission to erect wood building. Also a remonstrance. Referred to Wood Building Committee and Fire Marshal.

Ald. Weaver presented petition of tax-payers for a sewer in Ontario street. Referred to Sewer Committee.

Ald. Kelly presented the petition of Frederick Halling for damages. Referred to Law Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Hebing reported favorably on bills referred to the Law Committee and moved their reference to the Finance Committee for payment.

Ald. Wickens from the School Committee reported progress and asked further time. Granted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

POLICE JUSTICE'S OFFICE,
ROCHESTER, N. Y., June 8, 1880.

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

GENTLEMEN : I respectfully submit that my

salary has been legally fixed by your Honorable Body at \$2,500 for the present year, and ask that it be paid at that rate, together with \$41.60, arrears due for the past two months.

The legality of the claim seems too clear to require judicial determination.

Your obedient servant,

GEO. TRUESDALE, Police Justice.

Ordered received, filed and published.

EXECUTIVE BUSINESS.

Ald. Tracy moved to proceed to election of Commissioner of Deeds, and that the Clerk cast the ballot. Adopted.

Frank H. Hovey having received the requisite number of votes was declared elected.

MISCELLANEOUS BUSINESS.

Ald. Walbridge moved that the Clerk draw orders for the following

PAY ROLL:

R. Casey, labor on parks.....	\$ 15 50
R. Shannon,	20 10
Fred. Rocklin,	2 50
J. P. Horton,	33 00
J. O'Grady,	11 00
Wm. Coughlin,	28 00
Fred. Voltz,	24 06
Jacob Briceley,	6 00
Thomas Vought,	7 50
And charge Park Fund.	

Adopted by the following vote,

Ayes—Ald. Tracy, FitzSimons, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly—12.

By Ald. Ira L. Otis.—Resolved, That the City Treasurer receive from the heirs of Adeline Wright, on the south part of lot 48, and north part of lot 49, west side St. Clair street, city taxes for the years 1864 and 1867, with seven per cent. interest thereon, and cancel the same. Adopted.

By Ald. Ira L. Otis.—Resolved, That the City Treasurer receive from E. Burr, on south part of lot 45, and N. pt. 46, city taxes for the years 1864 and 1867, with seven per cent interest, and cancel the same. Adopted.

By Ald. Ira L. Otis.—Resolved, That the Treasurer receive from J. B. Bennett, all taxes and assessments with seven per cent. interest thereon, on lots A. to H. inclusive, south side Tremont street; and also on lots 1 and 2, south side Clifton street, as laid down on Grantsyn sub-division, and cancel the same. Adopted.

OFFICE OF EXECUTIVE BOARD,

ROCHESTER, N. Y., May 4, 1880.

To the Hon. Common Council:

I hereby certify that the property owners on Avenue B, Vick Park, have presented a majority petition for the extension of the water mains, and are therefore liable for assessment on the water works debt. The Executive Board therefore request that your honorable body instruct the City Assessors accordingly.

Respectfully,

THOS. J. NEVILLE, Clerk.

By Ald. I. L. Otis—

Resolved, That that above communication be referred to the Assessors with power to make the proper assessment where the said property owners are liable to be taxed for said water. Adopted.

By Ald. Fee—Resolved, That the Police Justice be directed to cancel the fine of five dollars imposed on Charles H. Brown (minor) for waeeling a cart on the sidewalk May 26th while in the employ of E. Darrow. Adopted.

Ald Ira L. Otis presented the petition of J. A. Eastman for remission of taxes. Referred to the Assessment Committee.

Ald. Fee presented a petition from the tenants of Stewart's building on Water street. Referred to the Board of Health.

By Ald. Fee—

Whereas, The Genesee river bed between Main street bridge and the bridge at Andrews street, and especially under the projecting buildings on each side thereof, is in a most deplorable condition on account of the large quantity of filthy material kept from washing away by the presence of loose stones in the bottom of the river; and,

Whereas, This material is constantly decomposing and poisoning the atmosphere of that whole region, and making sick a large number of the employees of the large manufacturing factories situated in the immediate vicinity, and,

Whereas, The attention of this Board and the Executive Board having been called to this matter sever 1 times within the last two years and no action has been taken to abate this almost intolerable nuisance—and,

Whereas, The time of low water, when this work of cleaning the bed of the river can be done to the best advantage will soon come—therefore,

Resolved, That the City Surveyor be directed to prepare an ordinance for cleaning the bed of the Genesee River from the south side of Main street bridge to the dam below Andrews street bridge.

Referred to the City Surveyor.

By Ald. FitzSimons—Whereas, The history of Allen street lift bridge since its construction indicates that such a plan of bridge is an expensive and dangerous failure; and,

Whereas, The Common Council has passed an ordinance for the construction of a similar bridge at Brown street and the Executive Board has not yet let the contract therefor; therefore,

Resolved, That the Executive Board be requested to take no further action under said ordinance until notified by this Board. Adopted.

Ald. FitzSimons presented the partial estimate of Whitmore, Rauber & Vicinus for \$6,000 and moved that it be approved.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly—11.

Ald. Hebing moved that when the Board adjourn it be to Thursday morning at 11 o'clock, June 10th, for the purpose of electing directors for the Genesee Valley railroad. Adopted.

By Ald. Walbridge—Resolved, That Rule 1 of the Rules and Order of the Common Council be so amended as to read as follows:

The stated meetings of the Common Council shall be held in the Common Council Chamber on the first Tuesday afternoon following the first Monday in April, and each alternate Tuesday afternoon thereafter, at 5 o'clock, and at such other times and places as the Council may from time to time prescribe.

Laid over under the rule.

Ald. Edelman moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, June 10, 1880.

SPECIAL MEETING.

Ald. Westbury, President of the Board, in the chair.

Present—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—9.

Absent—Ald. FitzSimons, Ira L. Otis, Chambers, Mandeville, Felsing, Edelman, Kelly—7.

Ald. Hart moved to proceed to a *viva voce* vote for seven directors of the Genesee Valley Railroad. Adopted.

John Lutes was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—9.

John Lutes having received the requisite number of votes, was declared elected.

Amon Bronson was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—9.

Amon Bronson, having received the requisite number of votes, was declared elected.

D. W. Powers was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—9.

D. W. Powers, having received the requisite number of votes, was declared elected.

James Brackett was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—9.

James Brackett, having received the requisite number of votes, was declared elected.

Gilman H. Perkins was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—9.

Gilman H. Perkins, having received the requisite number of votes, was declared elected.

C. B. Woodworth was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—9.

C. B. Woodworth, having received the requisite number of votes, was declared elected.

George Ellwanger was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver, Hart—9.

George Ellwanger, having received the requisite number of votes, was declared elected.

Ald. Hebing moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council June 15, 1880.

REGULAR MEETING.

In the absence of the President Ald. Hart was called to the chair.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Absent—Ald. Chambers, Felsing—2.

PRESENTATION OF PETITIONS, ACCOUNTS, & C.

By Ald. L. M. Otis—Bills of

H. C. Rose, rearranging lamps..... \$ 42 50
 Sherlock & Sloan, pipe, &c..... 147 51

Referred to the Lamp Committee.

Ald. Hebing presented a remonstrance against allowing D. Post or Mrs. Lang to erect wood buildings. Referred to Wood Building Committee.

Ald. Ira L. Otis presented the petition of J. G. Mitchell for permission to erect a wood

building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Mandeville—Bills of

L. C. Langie, coal City Hall..... \$522 50
 D. Earl, labor and material..... 75 71
 Sherlock & Sloan, labor..... 1 00
 E. A. Frost, flowers city Hall beds..... 8 77
 Albert Schiffner, repairing chairs..... 4 40
 Leitch & Utter, cleaning carpets..... 22 05

Referred to City Property Committee.

Ald. Mandeville presented the petition of taxpayers on University avenue for water mains.

By Ald. Mandeville—Resolved, That the Executive Board be and is hereby directed to lay a four inch water main in University avenue, from Alexander street to a point 200 feet east.

Referred to the Water Works Committee.

By Ald. Weaver—Bills of

Curran & Goler, drugs..... \$ 4 00
 Jacob Schroth, meat..... 45 65
 P. Pany, meat..... 25 00
 P. Pany, meat..... 25 00
 Erhardt & Co., meat..... 25 00
 I. M. Chase, flour..... 133 75
 Bulkeley & Richmond, groceries..... 14 00
 Smith, Perkins & Co., .. 58 20
 S. Wheeler, rent..... 6 00
 W. & J. M. Aikenhead, candles..... 24 50
 Goetzman & Son, soap..... 33 00

Referred to Poor Committee.

By Ald. Hart—Bills of

Wray & Ellwood, repairs, keys, &c..... \$ 7 00
 B. Frank Enos, expenses for May..... 59 10

Referred to Finance Committee.

REPORT OF THE POLICE CLERK FOR THE MONTH OF MAY, 1880.

POLICE COMMISSIONERS' OFFICE, }
 June 8th, 1880. }

GENTLEMEN:—I respectfully present the following as my report for the month of May, 1880:

May.	Crime.	Penalty.	Paid.
3—Thos Kinney	drunk	\$10	\$5
Mary Dwyer	..	10	10
Joseph Hart	..	5	5
Win Carroll	petit larceny	25	10
Robt Courtney	..	10	5
John Corcoran	..	5	5
James O'Connell	drunk	5	3
Mary Hess	..	10	10
Rosa O'Hara	..	10	10
Libbie Pellett	..	10	10
Mich O'Brien	..	10	5
Chas Simpson	..	10	10
Joseph Lyons	..	5	5
Mary Fitz Gerald	..	5	5
Lottie Ryan	..	5	5
Chas Riley	..	5	5
4—Bridget Mulvy	via ord	10	25
Benedict Stelzer	drunk	10	5
Thos Pennell	..	10	5
Patk Logan	..	5	2 50
Jas Matthews	..	5	2 50
Thos Duxbury	..	10	10
Jas Sullivan	..	5	2 50
5—James Lannon	drunk	5	5
John Emperor	..	10	10
Cath Blake	..	10	10
Bridget Sullivan	..	10	10
Magdaline Lane	..	10	10
Mary Hess	..	25	25
Rosa O'Hara	..	25	25
Libbie Pellett	..	25	25
6—John Talling	..	10	10
John Ellis	..	5	5
David Carroll	..	10	10
James Clancy	..	25	25
Allen Leake	..	5	5
Christian Sutter	..	10	10
Emine Paterson	..	10	10
Chas Selter	..	10	5
7—Mary Daily	..	5	5
Lawrence O'Rorke	..	10	10
Lucy Johanson	..	25	25
Louis Deihle	..	5	5
8—Robt Alexander	..	5	5
10—Kate O'Connors	..	5	5
John Mahon	..	5	5
J Chrs Forkel	..	5	5
J Coffy	..	5	5
Bridget Regan	..	5	5

11-Edward McMahon	assault	20	7
Robt Logan	drunk	5	5
Mich Powers	..	5	5
John Collins	..	5	5
12-Hannah King	vio ord	10	10
Andrew Jessorer	drunk	5	5
James O'Connell	..	5	5
Alex McDonald	..	5	5
Chas W Brown	..	10	10
John Callihan	assault	10	10
Anna Eggleston	vio ord	100	100
13-Elias Larson	drunk	5	5
David Yanney	..	10	10
14-Sarah Dickinson	..	10	10
Phoebe Hoover	..	10	10
Nettie Smart	..	10	10
John Lynch	vio ord	5	5
Wm Gardner	..	25	25
15-Bell Baker,	drunk	10	10
Edward French	assault	10	10
17-James Timmons,	drunk	5	5
William Lawrence	..	5	5
Henry Hackett	..	10	5
Mary Keenan	..	10	5
Frank Mulvy	assault	25	25
Fred Bennett	cost	2	2
18-Mary Lawrence	drunk	5	5
Mary O'Keefe	..	10	10
Casper Barth	assault	5	5
Joseph Schwaab	cost	1	1
19-Annie O'Connors	drunk	5	5
Mary Moore	vio. ord.	10	10
Jacob Steagly	assault	5	5
Chas. Schoenemann	drunk	10	10
Bell Keefe	..	10	10
John F Her	vio. ord.	10	5
Louis J Elter	..	10	5
Chas Clark	drunk	5	5
John Johnson	..	5	5
Norman Williams	..	5	5
Mary Welsh	old fine	50	50
20-Wm Archer	drunk	5	5
Sarah Nixon	..	10	5
Fannie Moore	assault	5	2 50
Jarusha Burrows	..	5	2 50
Lizzie Hess	vio ord.	25	25
Eliza Withere	old fine	100	100
21-Joseph Smith	drunk	5	5
Geo G Bennett	..	5	5
Geo Coxon	..	5	2
John McLaughlin	..	10	10
Ann Plunkett	..	10	10
22-Thos Bavis	..	10	9
Wm Johnson	..	5	5
Nich Brayer	..	5	5
24-Eliza Carpenter	assault	5	5
John Nolan	cost	3	3
Chas Hogan	drunk	5	5
Enoch Giberson	..	5	5
John Molz	..	5	5
Kate Kinsella	..	5	5
John Boyd	..	5	5
Sam'l Frazier	..	10	10
Isaac Denee	..	5	4
Pat'k Daly	..	5	5
Mich Hurley	..	10	5
Isaac Denee	..	10	10
James Bruce	..	10	10
Bridget Bruce	..	25	25
Terrance Kennedy	assault	5	5
Elmer Van Buskirk	..	5	5
James Durkin	drunk	10	5
Frank Hartnett	..	10	5
Anna Giering	vio. ord.	100	100
Frank Lee	..	25	25
Ida Hart	..	25	25
Nellie Stevens	..	25	25
Lizzie Brown	..	25	25
25-Sarah Timmerman	drunk	10	10
Frank Bentley	..	5	5
26-Andrew Ferazo	..	10	7
Chas Gosnell	vio. ord.	2	2
Chas H Brown	..	5	2
27-Rich Newman	drunk	5	5
Wm Barry	..	5	5
John Ward	..	5	5
Geo Flagel	..	10	10
Jacob Huber	assault	10	10
28-Mary Maloy	drunk	10	10
Albert H Smith	..	5	5
John Wunch	..	10	5
Thos Enright	..	10	10
Thos Cullen	assault	cost	3
John Ens	vio ord	5	3
29-Geo Williams	petit larceny	25	25

State of New York. County of Monroe, City of Rochester--ss.

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the

month of May, 1880, for fines, penalties and costs imposed by the Police Justice of said city.

B. FRANK ENOS, Police Clerk.
Sworn to before me this 5th day of June, 1880.

GEO. TRUESDALE, Notary Public.

Ordered received, filed and published.

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

The undersigned would most respectfully petition your honorable board, for the right to establish and operate a line of stages in and through the portion of the city of Rochester, hereinafter mentioned, starting at the corner of Main and State street, through Main street to South Clinton, South Clinton to Monroe ave., Monroe ave. to Meigs st., Meigs st. to East ave., East ave. to Prince street, Prince street to East Main street, thence through East Main to starting point; with the privilege of extending the route on Monroe ave. to Rowley street, Rowley street to Park ave., Park ave. to Goodman street, Goodman street to East ave., East ave. to Prince street, thence as hereinbefore mentioned to place of starting. The said line of stages to be for the use and benefit of the residents on and in the vicinity of the route hereinbefore mentioned, to be subject to the same laws now governing the lines of cars and stages now being operated in and through the city. Your petitioners would further represent that there are neither street cars or stages operating on the proposed line, excepting a part of East Main street and Monroe ave., and that the citizens of the portion of the city through which it is desired to establish and operate this line of stages are at a great inconvenience for a mode of transit between the centre of the city and their residences.

Yours respectfully,
HOWELL MOSHER & Co.

Ald. Mandeville moved that the prayer of the petitioners be granted. Adopted.

Ald. Hart presented the petition of Clark Johnson asking that a recent assessment be equitably adjusted. Referred to the Law Committee.

By Ald. I. L. Otis--Bills of

Union & Advertiser.....	\$164 00
.. ..	40 00
.. ..	37 00
John Snow, wire pins.....	1 87

Referred to Contingent Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Ira L. Otis from the Contingent Expense Committee, Ald. Weaver from the Poor Committee, Ald. Mandeville from the City Property Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

By Ald. Hebing--

To the Common Council:

Your Law Committee to whom was referred the matter of August Bunde respectfully report that they have examined the facts stated in said Bunde's petition and are satisfied that the conviction was illegal, and that said Geo. W. Sill, Esq., on July 1st 1878, as Municipal Court Judge had no jurisdiction to hear, try or determine any action brought for a penalty for violation of section 35 of ordinances of the City of Rochester relating to nuisances, to wit, keeping disorderly houses.

It also appears to your committee that said Bunde was sentenced to pay a fine of \$100 or be confined in Monroe County Penitentiary for the term of 100 days, and that he afterwards paid said fine and was released.

Therefore your committee, after due consideration, would and do report that in their opinion said sum of \$100 should be refunded to said Bunde.

HENRY HEBING,
LYMAN M. OTIS,
LOUIS EDELMAN,
Committee.

By Aid. Hebing—Resolved, That whereas your committee have duly examined into the claim of August Bunde and are satisfied that said sentence was illegal, said court being without jurisdiction therein, the City Clerk is directed to draw an order on the City Treasurer for the sum of \$100, payable to said Bunde or his duly authorized attorney, and take his receipt therefor, and charge Police fund.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

To the Common Council:

Your Law Committee, to whom was referred the petition of Beate Preuss and Albert Weiss, who were, as it appears, on the 17th day of December, 1879, erroneously convicted of assault and battery by the Police Justice of said city, and they each having paid a fine of \$10 under protest, in pursuance of their sentence; and as it also appears by an order of the Monroe County Court that the record of conviction was duly removed to said court by certiorari, and that thereupon said conviction was duly reversed and set aside as erroneous and illegal and said parties discharged.

And, after due consideration by your committee, they would recommend that said fines be repaid in accordance with the prayer of said petition.

All of which is respectfully submitted.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Committee.

June 15, 1880.

By Aid. Hebing—Resolved, That whereas as it appears by the report of your Law Committee that the conviction of Beate Preuss and Albert Weiss was erroneous and has been set aside. The City Clerk is directed to draw an order on the City Treasurer for the sum of \$20, being the amount of both fines, payable to the order of Wm. F. Rampe, attorney for said petitioners, upon his receipt therefor, and charge the police fund.

Adopted by the following vote :

Ayes—Ald. Tracy, Fitz Simons, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelmen, Weaver, Kelly, Hart—13.

By Aid. Edelman—Resolved, That Mary A. Wolf and Christian Paul have permission to erect wooden buildings according to their several petitions, under the direction of Fire Marshal and Wooden Building Committee. Adopted.

By Aid. Wickens—

To the Common Council:

GENTLEMEN: Your School Committee to whom was referred the communication from the Board of Education in relation to changing the location of No. 21 School from Jay street, to Wackerman street, would report adversely

to the decision of the School Board and would recommend that no change in location be made. Your Committee would also recommend that the two lots on the southeast corner of Jay and Wackerman streets, those between the present school property and Wackerman street be purchased at the lowest possible price not to exceed \$950, and the lot on Wackerman street in the rear of the above mentioned two lots and the lot on which the present school house stands at the lowest possible price not to exceed \$500—this whole property giving a frontage of over 140 feet on Jay street and a depth of over 150 feet on Wackerman street.

P. WICKENS,
IRA L. OTIS,
Committee.

Adopted.

Ald. L. M. Otis from the Lamp Committee reported favorably on various bills and moved their reference to the Finance Committee for payment.

FINANCE BUDGET.

ROCHESTER, N. Y., June 15, 1880.

By Aid. FitzSimons—Resolved, That the Treasurer pay as follows, when there are funds applicable.

CONTINGENT FUND.

Williamson & Higbie, stationery.....	\$ 57 45
W. S. Oliver, as referee.....	20 00
W. F. Duffield, stenographer.....	8 75
And charge that fund.	

POOR DEPARTMENT FUND.

r. W. Taylor, Overseer, disbursements.....	\$ 119 30
H. & P. Bender, burials.....	108 00
W. & J. M. Aikenhead, soap and candles.....	31 45
E. R. Andrews, books.....	42 75
A. Witzel, crackers.....	23 84
D. E. Fichtner, bread.....	504 78
I. M. Chase, flour.....	183 75
Geo. F. Merz, flour.....	60 00
W. F. Baker, groceries.....	13 25
Smith, Perkins & Co., groceries.....	57 25
.....	57 25
.....	472 69

Adolph Schreck, groceries.....	47 00
A. H. Martin, ..	21 25
P. H. Curran meat.....	41 50
A. Zimmer, ..	50 00
F. Morhardt, ..	75 00
F. Morhardt, ..	8 35
C. Herzberger, ..	50 00
H. Herzberger, ..	50 00
A. Kohler, ..	50 00
Schofield & Darling, transportation.....	22 02
And charge that fund.	

LAMP DEPARTMENT FUND.

Citizens Gas Co., rearranging lamps.....	\$ 17 80
do do care lamps May.....	2,522 34
Rochester Gas Co. do.....	2,018 51
Kelly Lamp Works, repairing lamp pots.....	46 65
H. C. Rose, rearranging lamps.....	87 70
And charge that Fund.	

CITY PROPERTY FUND.

G. W. & C. T. Crouch, kindling wood.....	\$3 00
Rochester Gas Co., gas city buildings.....	85 97
Phillip Schaad, material.....	5 75
F. J. Irwin, monthly cleaning.....	63 70
And charge that fund.	

PARK DEPARTMENT FUND.

J. C. Schaffer, repair lawn mower.....	\$ 4 75
Steele & Avery, lawn mowers.....	41 00
J. W. McKindley & Son, tools for park.....	10 71
G. C. Maurer, grass seed.....	2 01
Hamilton & Mathews, lawn mower.....	16 00
And charge that fund.	

HEALTH DEPARTMENT FUND.

Dr. Chas. Buckley, salary for April.....	\$ 66 66
do do do May.....	66 66
And charge that fund.	

POLICE FUND.

POLICE PAY ROLL FOR MAY, 1880.

Alex. M'Lean.....	\$130 00
Samuel Brown.....	75 00
Peter Hughes.....	75 00
W. J. Rogers.....	75 00

Thos. Lynch.....	75 00
Peter Lauer, Jr.....	75 00
P. C. Kavanaugh.....	75 00
Ferry Marzluff.....	75 00
Thos. A. Burchell.....	75 00
Caleb Pierce.....	75 00
Henry Bakewell.....	75 00
Jos. P. Cleary.....	75 00
Frank B. Allen.....	65 00
W. R. M'Arthur.....	65 00
John J. Garrett, 8 days.....	17 36
Jacob Frank.....	65 00
John C. Hayden.....	65 00
John Waggner.....	65 00
Hugh Johnston.....	65 00
John H. Dana.....	65 00
Ed. Van Vorst.....	65 00
John C. M'Quatters.....	65 00
Wm. White.....	65 00
Thos. Dukelow.....	65 00
Fred. Griebel.....	65 00
Hugh Clark.....	65 00
Patrick H. Sullivan.....	102 00
Chas. M' Cormick.....	75 00
Jos. S. Roworth.....	75 00
Wm. F. Lash.....	65 00
Earth. Crowley.....	65 00
Robt. Burns, 28 days.....	60 76
Ralph Bendon.....	65 00
Jacob Harter.....	65 00
Thos. Crouch.....	65 00
Andrew Connolly.....	65 00
Wm. P. O'Neil.....	65 00
Benj. C. Further.....	65 00
Wm. Keith.....	65 00
B. Horcheiler.....	65 00
John Mitchell.....	65 00
Robt. M'Kee, 14 days.....	30 38
Chas. E. Fowler.....	65 00
Michael Brady.....	65 00
Wm. M'Kelvy.....	65 00
Joseph Legler, 28 days.....	60 76
Wm. H. DeWitt.....	65 00
Nicholas J. Loos, 29 days.....	82 93
Robert Sloan.....	65 00
Samuel Schwartz.....	65 00
Ja. Gibson.....	65 00
Patk. Hector.....	65 00
George Smita.....	65 00
Lewis Jesserer.....	65 00
Frank Vaue.....	55 00
Michaël Cain.....	55 00
Wm. Burgess.....	65 00
Michael Hyne.....	65 00
Chas. Hart, 28 days.....	60 76
Frank D. Fay.....	65 00
Geo. Hoffner.....	65 00
James P. Flynn.....	65 00
John Monaghan.....	65 00
John B. Davis.....	65 00
Henry D. Shove.....	65 00
Michael Wolf, Jr.....	65 00
John M. Reis.....	65 00
Charles W. Peart.....	65 00
Wm. Laragy.....	65 00
Louis Voldt.....	65 00
Jerry Kwanz.....	65 00
Ed. McDonough.....	65 00
Oider Oliver.....	65 00
John Dean.....	65 00
Jos. St. Hellens.....	65 00
Peter Hess.....	55 00
Daniel Gouling, Jr.....	65 00
Patrick Holloran, 28 days.....	60 76
Henry Graven.....	65 00
Chas. Siefert.....	55 00
Frank S. Skuse.....	65 00
Oliver A. Youle.....	65 00
Frederick Kippnut.....	65 00
Wm. Hyland.....	65 00
Hiram Rogers, special, 12 days.....	20 04
Jacob Markey.....	65 00
B. Frank Enos, Clerk of Commissioners	116 67
And charge that Fund.	

Wm. Hodges, road tax, town of Brighton.....	5 00
F. J. Amsden, insurance.....	10 00
National Meter Co., sales of meters.....	113 00
S. B. Williams, lard oil.....	36 75
C. E. Morris, stationery.....	17 00
Henry Ransom, livery in repair of H. L. L.....	4 00
Lehan & Elter, cleaning carpets.....	2 50
Rochester Lime Co., lime.....	1 10
J. Weber, baskets.....	6 00
S. B. Stuart & Co., coal for pump house.....	109 25
P. Burke & Co., curb boxes, &c.....	106 62
J. B. Coleman, corporation cocks and repairs	60 40
W. J. Wilcox, stationery.....	15 05
J. McKenna, matches, &c.....	2 83
Bell Telephone Co., rent of telephone.....	25 00
Co-operative Foundry Co., troung.....	40 00
Smith, Perkins & Co., pails.....	2 50
Thos. J. Neville, office disbursements.....	7 10
<i>Fire Department.</i>	
Upton's livery, horse hire.....	\$ 24 00
Valentine Gerling, cats.....	138 10
H. Brewster & Co., soap, &c.....	9 75
L. S. Gibson, washing.....	16 35
S. M. Stewart, labor and material.....	33 56
C. H. Bidwell, hay.....	9 9
Rochester Gas Light Company, gas.....	16 00
C. G. Kimball, soap.....	10 00
James R. Chamberlin, hose.....	546 50
John Casey, cartage.....	4 00
John Coughlin, labor.....	4 50
Pay roll, Fire Department.....	2,266 53

<i>Water Pipe Fund.</i>	
P. Burke & Co., stop-gate boxes.....	\$ 9 82
Drullard & Hayes, estimate No. 1, C. I. pipe.....	3,029 15
R. D. Wood & Co., estimate No. 1 Mathews' hydrants.....	2,174 29
George W. Dowd, inspecting pipes.....	5 00
N. Y. C. & H. RR. Co., freight on pipe.....	88 52
N. Y. L. E. & W. RR. Co., freight.....	90 00
Ludlow Valve Mfg. Co., estimate, No. 1 L. S. valve.....	650 78
Whitmore, Rauber & Vicinus, partial estimate laying water pipe in N. St. Paul st.....	670 00
Thos. J. Neville, office disbursements.....	1 25
George Dowd, inspecting pipe at foundry.....	20 00
Advance fund to pay freight.....	130 00

<i>Highway Fund</i>	
Ludlow Valve Manufacturing Co., material for sprinkling hydrants.....	\$ 46 04
P. Burke & Co., materials and labor sprinkling hydrants.....	130 77
Upton's livery, horse and buggy.....	2 00
Rochester Lime Co., water lime.....	4 40
A. H. Weniger, repairing harness.....	4 50
A. H. Waterman, inspecting sprinkling.....	24 00
State of New York, labor and material.....	21 28
Donner & Zeller, printing.....	6 00
O. H. Peacock, charges on chain for Allen street bridge.....	\$ 39
M. Greenagle, livery.....	3 06
Bernard O'Rielly, Medina stone.....	142 50
F. C. Lauer, stone chips.....	7 25

<i>Local Improvement Department.</i>	
Whitmore, Rauber & Vicinus, final estimate for Upton park flag walk.....	\$838 67
Benj. F. Burier, inspecting work on Exchange street sewer.....	24 00
Ferdinand Seifried, inspecting work on Hunter street sewer.....	24 00
F. C. Lauer, partial estimate Exchange street sewer.....	1,500 00

<i>Sprinkling Streets.</i>	
A. W. Turnbull, sprinkling Chestnut st.....	\$12 00
A. W. Turnbull, sprinkling Union st.....	20 00
A. W. Turnbull, sprinkling East av., Sec. 1.....	40 00
Adopted by the following vote:	
Aye—Ald. Tracy, FitzSimons, L. M. Otis, Fee. Hebing, Ira L. Otis, Walbridge, Maudeville, Wickens, Edelman, Weaver, Kelly, Hart—13.	

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

MAYOR'S OFFICE,
Rochester, June 15th, 1880. }

To the Honorable the Common Council:

GENTLEMEN: I return to you without my approval, that portion of the proceedings of your meeting held June 8th, which reads as follows:

Ald. Maudeville moved that the Mayor's veto, and so much of the proceedings as related thereto, be expunged from the minutes. Adopted—Ayes 7, nays 5. The above refers to my veto communication of May 28th the action taken thereon at your meeting of June 1st. My reason for now objecting to your later proceedings are as follows, viz: That in having sustained the veto referred to, you cannot now dispose

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., June 14, 1880. }

To the Common Council

The annexed accounts have been duly audited, examined and settled by the Executive Board and are by resolution of said Board hereby certified to the Common Council for payment in accordance with section 148 of the City Charter.

Respectfully,
THOS. J. NEVILLE, Clerk.

Water Works Department.

Operating expenses, June 4, 1880.....	\$ 315 56
" 12, 1880.....	299 32
N. Y. C. & H. R. RR. Co., freight and cartage.....	1 30
N. Y. L. E. & W. RR. Co., freight.....	1 32
Steele & Avery, stationery.....	23 40

of it in the manner proposed. Such a step is in my opinion clearly irregular, and if approved would have the tendency to establish a precedent, both unwise and dangerous, and calculated sooner or later to cause serious embarrassment. I cannot therefore conscientiously give it my sanction.

As some question has also been raised in regard to the legality of my former action, I present in connection with this message the following communication from A. G. Wheeler, Esq.:

CORNELIUS R. PARSON, Mayor.
ROCHESTER, June 11, 1880.

To whom it may concern:

This is to certify that I have looked carefully into the matter of Mayor Parsons' veto of an increase of the salary of the Police Justice; that I was consulted by him in regard thereto and on the day he returned the transcript to the Clerk, and that while he may not in every particular have followed the language of the Charter, there can be no question, in my opinion, but that the same is to all intents and purposes of full force and virtue.

Very respectfully,
A. G. WHEELER, late City Attorney.

The chairman stated the question, "Shall the resolution pass, notwithstanding the objections of his Honor the Mayor?"

Lost by the following vote:

Ayes.—Ald. FitzSimons, Walbridge, Mandeville, Wickens, Weaver—5.

Nays.—Ald. Tracy, L. M. Otis, Fee, Hebing, Ira L. Otis, Edelman, Kelly, Hart—8.

By the Clerk—

CITY CLERK'S OFFICE, }
ROCHESTER, N. Y., June 15, 1880. }

To the Honorable the Common Council:

In accordance with a resolution passed by the Common Council May 7th, 1880, I hereby report the following persons having been appointed by the Board of Health, at a meeting held June 11th, 1880:

Dr. Chas. Buckley, Health Officer.
Jno. H. Mason, Superintendent and Clerk.
Jno. Meyer, Keeper Hope Hospital.
A. C. Parsons, Inspector.
John Fehrenbech, "
Michael Murray, "
Jno. O'Rourke, Sewer Flusher.
Jno. Vance, "

LUCIUS M. MANDEVILLE,
Clerk Board of Health.

Ordered received, filed and published.

By the Clerk—

CITY CLERK'S OFFICE, }
ROCHESTER, N. Y., June 15, 1880. }

To the Honorable the Common Council:

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

E. M. Moore, M. D., Com. Public Health.
E. V. Stoddard, "
Wm. Carroll, Fire Marshal.
F. H. Hovey, Com. of Deeds.

LUCIUS M. MANDEVILLE, City Clerk.

Ordered received, filed and published.

By the Clerk—

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

GENTLEMEN: The Executive Board recommend that your honorable body pass an ordinance for the construction of a stone walk on the south side of Centre street from State street to Brown's race

Respectfully,

THOMAS J. NEVILLE, Clerk.

Ordered received, filed and published.

By the Clerk—

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

The Executive Board, as authorized, has ascertained that the person or persons owning property necessary to be purchased for the extension of Ackerman street will accept fifty (\$50) dollars for the same, and would recommend that an order be drawn for such amount in favor of the owner and a deed of the land be obtained by the city and duly filed in the County Clerk's office.

Respectfully,

THOMAS J. NEVILLE, Clerk.

Ordered received, filed and published.

By the Clerk:

IN EXECUTIVE BOARD, }
ROCHESTER, June 14, 1880. }

By Mr. Kavanaugh—Whereas, A twelve inch pipe sewer was constructed in Hoelzer street twelve years ago, and recently the Executive Board expended a large amount of money in repairing the same; and

Whereas, Several hundred feet of this sewer pipe has been found worthless and broken, and it not being deemed within the province of this Board to incur the expense of reconstructing said sewer, it is therefore

Resolved, That the Common Council be requested to pass an ordinance for reconstructing said Hoelzer street sewer.

Adopted—Ayes, Messrs. Gerling and Kavanaugh. Noes, Mr. Laner.

A true copy.

THOMAS J. NEVILLE, Clerk.

Ordered received, filed and published.

ACTION ON ORDINANCES.

CLEANING OUT BED OF GENESSEE RIVER.

By Aid. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of cleaning out the bed of the Genessee River from the south line of Main street bridge to the brink of the falls near the New York Central and Hudson River Railroad Bridge.

Adopted.

The Surveyor submitted as such estimate, \$3,000.

By Aid. Fee—Resolved, That the following improvement is expedient, viz:

The cleaning out of the bed of the Genessee River from the south line of Main Street Bridge to the brink of the Falls near the New York Central and Hudson River Railroad 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 \$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 the Genessee River, from the south line of Main Street Bridge to the dam across the river south of the New York Central and Hudson River Railroad Bridge. Also one tier of lots on each side of Main street, from the east to the west side of the Genessee River. Also one tier of lots on the east side of Brown's Race, from the Genessee River to the northerly terminus of said Brown's Race. Also one tier of lots on the west side of the Hydraulic Company's Race, from the Genessee River to the northerly terminus of said Hydraulic Company's Race.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of title vii, section 172 of the revised Charter of 1880 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 29th, 1880, at four o'clock, at the Common Council Chamber, when allegations will be heard.

Ald. Tracy moved to amend so as to read "from the dam at the jail across the river to the dam across the river south of the N. Y. C. & H. R. R. bridge, and the territory to be assessed to be extended to the same points." Adopted.

The ordinance was then adopted.

ENLARGING MONROE AVENUE SEWER.

By Aid. Fee—Resolved, That the City Surveyor ascertain and report to this Council, the expense of improving the outlet of the Monroe avenue sewer near Goodman street.

Adopted.

The Surveyor submitted as such estimate \$750.

By Aid. Fee—Resolved, That the following improvement is expedient, viz:

The construction of a 15 inch pipe sewer along the north curb line of Monroe avenue from a point 100 feet west of the west line of Goodman street to a point 340 feet east of the west line of Goodman street, in place of the present 12 inch and 9 inch sewers; also the cleaning of the open ditch outlet from Monroe avenue to Nichols park; also a stone culvert 2 feet square across Nichols park.

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 \$750, which estimate is hereby approved.

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

For the 15 inch pipe sewer enter—

One tier of lots on each side of Tracy park from its present westerly terminus to Meigs street. Also

One tier of lots on each side of Meigs street from Park avenue to Monroe avenue. Also

One tier of lots on each side of Rowley street from Brighton avenue to Monroe avenue. Also

One tier of lots on each side of Monroe avenue from Averill street to Meigs street. Also

One tier of lots on the north side of Monroe avenue from Meigs street to Goodman street. Also

One tier of lots on each side of Maple place from its present southerly terminus to Meigs street.

And for cleaning the open ditch and constructing the stone culvert across Nichols park—

The above described territory. Also

One tier of lots on the south side of Monroe avenue from Maple place to Goodman street. Also

One tier of lots on each side of Edmonds street from Pearl street to Monroe avenue. Also

One tier of lots on each side of Goodman street from Pearl street to Monroe avenue. Also

One tier of lots on each side of Pearl street from Meigs street to Boardman street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., of section 174, of the Revised Charter of 1880, 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, June 29th, 1880, at 4 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

FINAL ORDINANCE NO. 2,135.

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

An ordinance to improve Centre street from the east curb line of Mill street to Brown's race.

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

The improvement of Centre street from east curbline of Mill street to Brown's race, by constructing a roadway 38 feet wide paved with Medina stone, with a line of curbstones on each side thereof; also a six-foot flag walk on each side of the street, with an extension of plank walk on the south side of the street, over a portion of the raceway; 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 \$2200, 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 Centre street, from Mill street to Brown's race.

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 said roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at six per cent per annum.

Adopted by the following vote.

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

The final ordinance for plank walk on Ames street came up and on motion of Ald. Kelly was postponed two weeks.

FINAL ORDINANCE NO. 2,136.

SPRINKLING TROUP STREET.

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

An ordinance to sprinkle Troup street, from Exchange street to Caledonia avenue, during the season of 1880.

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

The sprinkling of Troup street, from Exchange street to Caledonia avenue, during the season of 1880.

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 \$200.00, 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 Troup street, from Exchange street to Caledonia avenue, except such lots on Troup street as have been designated to be assessed for sprinkling Fitzhugh street, Plymouth avenue and South Washington 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly and Hart—14.

The final ordinance for the improvement of Goodman street came up and on motion of Ald. Mandeville was postponed two weeks.

The final ordinance for extending Lake avenue outlet sewer, was on motion of Ald. Walbridge postponed two weeks.

The final ordinance for plank walk on Campbell street, was on motion of Ald. Kelly postponed two weeks.

The final ordinance for the improvement of St. Joseph street, came up.

Ald. Edelman moved to amend so as to read from Atwater street to the south curb line of Herrmann street, and the territory to be assessed to be extended to the same point. Adopted.

The final ordinance for North avenue sewer came up and on motion of Ald. Weaver was postponed two weeks.

The final ordinance for the opening and extension of Graves street, was on motion of Ald. Tracy indefinitely postponed.

LOCAL IMPROVEMENT ASSESSMENT NO. 2060.

Whereas, The Common Council did upon the 9th day of December, 1879, enact an ordinance for grading the street through the Hair property.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$325, and 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:

On tier of lots on each side of East Main street, from Franklin street to the N. Y. C. & H. R. RR. Co.'s property, and the territory enclosed by and enclosed within the following described boundary line: Commencing at the intersection of East Main street and Goodman street, thence northerly on Goodman street and including one tier of lots on the west side thereof to Bay street, also the lot on the northwest corner of Bay street and Goodman street, thence easterly along Bay street, and including one tier of lots on the north side thereof, to the city line, thence southerly along the city line to the northerly line of the N. Y. C. & H. R. RR. Co.'s property, thence westerly along the northerly line of the N. Y. C. & H. R. RR. Co.'s property to Goodman street, thence northerly on Goodman street to the place of beginning; also the property lying on the southerly side of the proposed street, known as the Wansley property; also the lands through which it is proposed to grade the new street, known as the Hair property.

Therefore, Resolved, That the sum of three hundred and forty-three dollars, 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. 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, and 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 19th day of June, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., June 13, 1880.

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2080, for grading the street through the Hair property 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 \$942.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver Kelly, Hart—14.

LOCAL IMPROVEMENT ASSESSMENT No. 2.096.

PLANK WALK ON HELPER STREET.

Whereas, The Common Council did upon the 10th day of February, 1879, enact an ordinance for Helifer street plank walk.

And, Whereas, The City Treasurer has reported the actual expense of said improvement to be the sum of \$148.64, 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 street in which the proposed walk may be constructed or relaid.

Therefore, Resolved, That the sum of \$148.64, 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, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 19th day of June, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., June 13, 1880.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,096, for Helifer 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 \$148.64.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman Weaver, Kelly, Hart—14.

Ald. Tracy presented a remonstrance from property owners on State street against opening a street from State street to Fitzhugh street and moved it lie on the table until the ordinance came up.

UNFINISHED BUSINESS.

By Ald. Walbridge—Resolved, That Rule 1 of the Rules and Order of the Common Council be so amended as to read as follows:

The stated meetings of the Common Council shall be held in the Common Council Chamber on the first Tuesday afternoon following

the first Monday in April, and each alternate Tuesday afternoon thereafter, at 5 o'clock, and at such other times and places as the Council may from time to time prescribe.

Ald. Mandeville moved that the resolution be adopted.

Ald. Kelly moved that the hour be fixed at 7½ o'clock.

Ald. Westbury moved that the hour be fixed at 6 o'clock.

Adopted by the following vote:

Ayes—Ald. Westbury, Fee, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Hart—8.

Nays—Ald. Tracy, FitzSimons, L. M. Otis Hebing, Weaver, Kelly—6.

The original resolution as amended was then adopted.

The resolution was then laid over under the rule.

Ald. FitzSimons' motion in regard to increasing the City Treasurer's bond came up.

Ald. FitzSimons moved that it be adopted.

Lost by the following vote:

Ayes—Ald. FitzSimons—1.

Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

Ald. Tracy moved that the amount be fixed at \$75,000.

Ald. Walbridge moved as an amendment that the amount be fixed at \$100,000.

Ald. Ira L. Otis moved that action be postponed two weeks and referred to the Law Committee. Adopted.

MISCELLANEOUS BUSINESS.

By Ald. Mandeville—Resolved, That permission be and is hereby granted to the Board of Education to use the City Hall for the graduation exercises of the Free Academy on June 24th and 25th (forenoon). Adopted.

By Ald. Hebing—Resolved, That the City Clerk draw an order on the City Treasurer for \$100 for the subpoenaing of witnesses and other necessary disbursements in the action against the city which is about to be brought on for trial, and that said order be draw payable to the City Attorney, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Ald. Hebing presented the petition of Joseph Lockett for remission of tax, and moved its reference to the Assessment Committee. Adopted.

By Ald. Fee—Resolved, That Heckel Brothers be granted a market license for 182 North St. Paul street, on their paying into the City Treasury, the sum of one dollar. Adopted.

By Ald. L. M. Otis—Resolved, That the Mayor be and he is hereby authorized to enter into contract with the Citizens' Gas Co., and Rochester Gas Co., for the care and lighting of the public lamps for one year, from the first day of July, 1880, upon the same terms and conditions as the present contract. Adopted.

By Ald Tracy—

To the Common Council of the City of Rochester:

GENTLEMEN: The Committee on Opening and Alteration of Streets, to whom was re-

ferred the matter of changing the name of Shamrock street to Ward Park, would respectfully report in favor of the same, it appearing to be the unanimous wish of the people owning property and residing on said street, and would recommend the adoption of the following resolution as presented by Ald. Fee at the last regular meeting :

By Ald. Fee—Resolved, That the name of Shamrock street, in the 5th ward, be changed to that of Ward Park, and that the Clerk of this Board be and he is hereby directed to enter such change upon the street register, which is kept in his office for that purpose.

WILLIAM H. TRACY,
OWEN F. FEE,
P. WICKENS.
Committee.

Adopted.

Ald. Walbridge moved that when the Board adjourned it be for one week, and the clerk be directed to advertise for allegations for opening of a street from State street to Fitzhugh street. Adopted.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., June 15, 1880. }
To the Honorable the Common Council of the
City of Rochester:

GENTLEMEN: The Assessors of the city of Rochester, in accordance with the provisions of the city charter, have this day delivered to me the general assessment rolls for 1880, and I report them to you for confirmation.

LUCIUS M. MANDEVILLE,
City Clerk.

Ald. Ira L. Otis moved that the confirmation of the general assessment rolls be postponed one week.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Fee, Ira L. Otis, Walbridge, Mandeville, Wickens—7.
Nays—Ald. Westbury, L. M. Otis, Edelman, Weaver, Kelly, Hart—6.

By Ald. FitzSimons—Resolved, That the City Treasurer be and he is hereby directed to collect \$6.91 in full for the tax levied in 1876 on parts of lots 134 and 136 west side of Mansion st., in the 8th Ward, without cost to the owner thereof, the same having been erroneously assessed to the wrong person for that year, and charge to erroneous assessments. Adopted.

By Ald. Fitz Simons—Resolved, That the Treasurer be and is hereby authorized to draw the city's notes for \$150,000, and have the same discounted and charge the discount to the Contingent Fund, for the payment of interest on bonded debt, due July 1st 1880, and that the Chairman of the Finance Committee counter-sign said notes.

Adopted by the following vote :

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

The Clerk called the attention of the Board to the following resolution passed Nov. 18, 1879, in which no fund was designated from which to pay the amounts.

By Ald. Chambers—Resolved, That orders be drawn on the Treasurer in favor of Richard Messenger, Gertrude Mills, Charles Ashton, Jesse Rucker and J. J. Seelye, for four dollars each, it being refund of license fee paid by them as hackmen.

Adopted by the following vote :
Ayes.—FitzSimons, Westbury, Otis, Warren, Hebing, Crouch, Chambers, Chace, Mandeville, Vay, Wickens, Edelman, Weaver, Knobles, Hart—14.

Ald. Kelly moved that the above amounts be paid from the Contingent Fund. Adopted.

Ald. Kelly moved to adjourn. Adopted.
LUCIUS M. MANDEVILLE, City Clerk.

In Common Council, June 22, 1880

ADJOURNED REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

The final ordinance for opening a street from State street to Fitzhugh street came up. After hearing allegations, Ald. Walbridge moved that the ordinance lie over one week.

Ald. Tracy moved as an amendment that it lie over for the present. Adopted.

Ald. Hebing moved that the Board proceed to the regular order of business. Adopted.

PRESENTATION OF BILLS, ACCOUNTS, PETITIONS, ETC.

Ald. FitzSimons presented a remonstrance from property owners on Brown's Race.

Ald. FitzSimons moved to amend the ordinance for cleaning the bed of the Genesee river, by striking out one tier of lots on the east side of Brown's Race, from the Genesee river to the northerly terminus of said Brown's Race. Adopted.

Ald. L. M. Otis presented the petition of E. A. Frost for reduction of interest on taxes. Referred to the Assessment Committee.

Ald. Hebing presented the petition of Dingomar Post for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Hebing presented the petition of Barbara Vogle for permission to erect wood building and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Hebing—
ROCHESTER, N. Y., June 21, 1880.

To the Honorable the Common Council:

GENTLEMEN: You are most respectfully invited to attend the picnic to be given by the Ryan Zouaves June 28th, 1880, at Maple Grove.

The city officials and Greenway Guards of Syracuse will be in attendance. Respectfully,

CHARLES H. YOST,

Capt. Ryan Zouaves.

Ald. Hebing moved that the invitation be accepted. Adopted.

Ald. Hebing moved that a committee of three from the Board be appointed to make arrangements to receive the city officials from Syracuse on the 28th inst., and that his Honor the Mayor and the President of the Board be added to the committee. Adopted.

Ald. Weaver presented a remonstrance from property owners on Ontario street against the Ontario street sewer. Referred to the Sewer Committee.

Ald. Weaver presented the bill of Alexander Barnes for 60.35 for laying water pipe in Erie

street. Referred to the Executive Board for payment.

Ald. Felsing presented the petition of J. Houghtaling for reduction of interest on taxes. Referred to the Assessment Committee.

REPORTS OF STANDING COMMITTEES.

To the Honorable Common Council of the City of Rochester :

Your Law Committee, to whom was referred the petition and claim of Fred. Halling for damages to his person received from a fall on Vincent Place bridge in this city, do respectfully report that they have been attended by said petitioner and his counsel, and they duly examined him upon oath, and that the facts are substantially as follows: That on May 31st, 1880, at about 10 o'clock in the evening, the petitioner and his wife were returning to their home on the east side of the river, and that there was a thunder storm coming up with a good deal of lightning and the night was very dark, and that when about midway between two lamps his foot came in contact with a plank on the sidewalk of said bridge with such force that he fell and severely cut his hand in such a manner as to disable him from work at his trade of shoemaker. It also appears from his evidence that all the lamps on said bridge were lighted (at least he states he saw none unlighted). Said petitioner claims in his petition \$5,000, and stated to your committee that the least he would accept is \$1,000. After a careful consideration of the evidence and statements made herein to your committee, it is satisfied that the accident to the petitioner occurred and was caused by the over-haste and want of ordinary care on his part and that the city was in nowise negligent. And your Committee, after such careful consideration, do hereby report adversely to said claim and all of it. All of which is respectfully submitted.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

Adopted.

By Ald. Felsing—

To the Common Council :

GENTLEMEN—Your Assessment Committee, to whom was referred sundry petitions, after an examination of the same, offer the following resolutions for your consideration and recommend their adoption :

Resolved, That the Treasurer receive from Mrs. Hungerford all taxes and assessments on lots 38 and 39 east side of Scio st., Nash tract, with interest at 7 per cent., and cancel the same.

Resolved, That the Treasurer be authorized to receive of James Madden all taxes and assessments, at 7 per cent. interest, on lots 194 and 195 east side of Jones st., and cancel the same.

Resolved, That the Treasurer be authorized to receive of Joseph A. Eastman all taxes and assessments, with 7 per cent. interest, on lots 13 and 14, of a sub-division of the Gorham tract, situate on the west side of North St. Paul st., and south of and adjoining Livingstons ton st.

Resolved, That the Treasurer receive of Henry Harrison the taxes for the years 1876 and 1877, with 7 per cent. interest, on lots 252,

253 and 254 north side of Jay st., and cancel the same.

Resolved, That the Treasurer be authorized to receive of John Houghtaling all taxes and assessments, with 7 per cent. interest, on the north part of lot 31, west side of Caledonia avenue, assessed to W. S. Fickett.

Resolved, That the Treasurer be authorized to receive of the several owners of lot 163, Munger tract, Munger street, 13th ward, assessed on general tax rolls for 1879 to Jno. J. Luckett—

South pt. lot 85, Washington tract, Gibbs st., assessed on general tax rolls for 1879 to Elizabeth Bushnell;

North pt. and south pt. of lot 41, Hiram Davis subdivision, Scio st., assessed on general tax rolls for 1879 to Joanna Clark.

All taxes and assessments with seven per cent. interest, and cancel the same. Adopted.

To the Common Council of the City of Rochester :

Your Assessment Committee to whom was referred the petition of the heirs of Ira Haskins and others (see Proceedings of April 27, 1880, in reference to East Main street improvement, would respectfully report that, having duly considered the subject, they report in favor of the prayer thereof, and recommend the passage of the following resolution :

By Ald. Felsing—Resolved, That the Assessments for East Main street improvement against the heirs of Ira Haskins, 153 8-10 feet, and 103 9-10 feet of the property of James R. Hair and Florence P. Hair, which lies opposite to the west abutment of the bridge over the New York Central Railroad tracks be canceled by the City Treasurer and charged to erroneous assessments.

Ald. Hart moved that the resolution lie on the table one month.

Lost by the following vote:

Ayes—Ald. FitzSimons, L. M. Otis, Hebing, Edelman, Hart—5.

Nays—Ald. Tracy, Westbury, Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens, Weaver—8.

Ald. Hart moved that it lie on the table until the next regular meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. Waldridge moved to proceed to the election of Commissioner of Deeds, and that the Clerk cast the ballot. Adopted.

J. W. Edwards, Albert E. Hoeff and Conrad Kuehles having received the requisite number of votes were declared duly elected.

MISCELLANEOUS BUSINESS.

By Ald. Fitzsimons—

ROCHESTER, June 22, 1880.

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

GENTLEMEN:—You are respectfully invited to attend an opening and excursion of the new side-wheel steamer "Flower City" from the Glen House down the river and out on Lake Ontario a few miles on Saturday, June 26th, 1880, at 4 p. m., leaving the four corners at 3 p. m. Yours very respectfully,

J. W. WILCOX, Gen'l Agent.

Ald. FitzSimons moved that the invitation be accepted. Adopted.

By Ald. Walbridge—Resolved, That the Executive Board be and are hereby authorized to lay a one and a half inch water pipe on the

west side of Kent alley, north of Smith street, a distance of 250 feet. Referred to the Water Works Committee.

By Ald. Hebing—Resolved, That the salary of the City Attorney be and is hereby fixed at two thousand dollars for the year commencing June 1st, 1880, to the first day of June, 1881.

Ald. Hart moved that the amount be fixed at \$2,300, and the City Attorney employ all his own counsel.

Ald. FitzSimons moved as an amendment that the amount be fixed at \$1,800.

The amendment of Ald. FitzSimons was lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Walbridge, Mandeville, Wickens, Weaver—6.

Nays—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Felsing, Edelman, Kelly, Hart—8.

Ald. Hart's motion was lost by the following vote:

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

The original resolution was then adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Hebing, Felsing, Edelman, Kelly, Hart—8.

Nays—Ald. FitzSimons, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—6.

By Ald. L. M. Otis—Resolved, That the Law Committee ascertain and report at the next meeting of the Council that whether or not the Common Council or Exe-cutive Board can order the removal of the debris in the bed of the Genesee River and charge the expense of same upon the parties depositing the same contrary to a city ordinance. Adopted.

Ald. FitzSimons called up the general assessment rolls and moved that they be confirmed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Hart—13.

Ald. Tracy presented a remonstrance from tax-payers on Front and Water streets remonstrating against being taxed for cleaning out bed of the Genesee River and moved it lie on the table until the ordinance came up. Adopted.

Ald. Tracy presented the petition of Henry Raudestrauch for permission to erect wood building. Referred to Wood Building Committee.

Resolved. That the Executive Board be and they are hereby authorized and directed to extend the water main through Ford street from N. Y. C. & H. R. R. to Allen street.

Ald. Hebing moved its reference to the Water Works Committee. Adopted.

OPENING A STREET FROM STATE TO ELIZABETH STREET.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council, the expense of opening a street 30 feet in width from State street to Elizabeth street, except that portion between State street and Pindall alley, which shall be 57 6-10 feet in width on the west line of State street and 59 4-10 feet in width on the east line of Pindall alley.

Adopted.

The Surveyor submitted as such estimate \$135,000.

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

The opening of a street 60 feet in width from State street to Elizabeth street, except that portion between State street and Pindall alley, which shall be 57 6-10 feet in width on the west line of State street and 59 4-10 feet in width on the east line of Pindall alley.

And the following described territory on which to locate said street is deemed necessary to be taken therefor, viz:

Beginning at a point in the west line of State street and 506 4-10 feet north of the intersection of said line with the north line of West Main street, said point being opposite the north face of the north wall of the Martin block; thence westerly along the north face of said wall to the east line of Pindall alley; thence northerly along the east line of Pindall alley 59 4-10 feet to the south face of the south wall of the Church-ill block; thence easterly along the south face of said wall to the west line of State street; thence southerly along the west line of State street, 57 6-10 feet to the place of beginning, and owned by Silas D. Walbridge.

Also the following described territory lying west of the above, viz: Beginning at a point in the east line of Fitzhugh street and 412 6-10 feet north of the intersection of said line with the north line of West Main street, said point being 17-10 feet north of J. D. Husband's south line; thence easterly and parallel with said J. D. Husband's south line and 17-10 feet north thereof to the west line of Pindall alley; thence northerly along the west line of Pindall alley 20 3-10 feet to said Husband's north line; thence westerly along said Husband's north line to the east line of Fitzhugh street; thence southerly along the east line of Fitzhugh street 30 feet to the place of beginning, and owned by J. D. Husband.

Also, the following described territory lying north of and adjoining the last mentioned, viz: Beginning at the intersection of the north line of J. D. Husband's lot, with the east line of Fitzhugh street; thence easterly along the east line of Fitzhugh street to the west line of Pindall alley; thence northerly along the west line of Pindall alley, 22 feet, to the north line of Julia Ver Valin's lot; thence westerly along the north line of said Ver Valin's lot to the east line of Fitzhugh street; thence southerly along the east line of Fitzhugh street, 22 feet, to the place of beginning, and owned by Julia Ver Valin.

Also, the following described territory, lying north of and adjoining the last above mentioned, viz: Beginning at the intersection of the north line of Julia M. VerValin's lot with the east line of Fitzhugh street, thence easterly along the north line of said Ver Valin's lot to the west line of Pindall alley; thence northerly along the west line of Pindall alley 17-10 feet; thence westerly and parallel with said Ver Valin's north line to the east line of Fitzhugh street; thence southerly along the east line of Fitzhugh street 17-10 feet to the place of beginning, and owned by Dr. Shipman.

Also, the following described territory lying west of the last above mentioned, viz: Beginning at a point in the west line of Fitzhugh street, and 428 8-10 feet north of its intersection with the north line of West Main street, said point being the southeast corner of Josiah C. Miller's lot; thence westerly along the south line of said Miller's lot to the east line of Montgomery alley; thence northerly along the east line of Montgomery alley 30 feet to the north line of said Miller's lot; thence easterly along the north line of said Miller's lot to the west line of Fitzhugh street; thence southerly along the west line of Fitzhugh street 30 feet to the place of beginning, and owned by Josiah C. Miller.

Also the following described territory lying north of and adjoining the last above mentioned, viz: Beginning at the intersection of the north line of Josiah C. Miller's lot, with the west line of Fitzhugh st.; thence westerly along the north line of said Miller's lot to the east line of Montgomery alley; thence northerly along the east line of Montgomery alley 30 feet; thence easterly and parallel with said Miller's north line to the west line of Fitzhugh st.; thence southerly along the west line of Fitzhugh st. 30 feet to the place of beginning and owned by the First Methodist Episcopal church.

Also the following described territory, viz: Beginning at a point in the east line of Sophia st., and 340 7-10 feet north of its intersection with the north line of West Main st.; thence northerly along the east line of Sophia st. 4 1/2 feet to the north line of Mary A. Harris's lot; thence easterly along the north line of said Harris's lot to the west line of Montgomery alley; thence southerly along the west line of Montgomery alley 4 1/2 feet; thence westerly to the place of beginning, and owned by Mary A. Harris.

Also the following described territory lying north of and adjoining the last above mentioned, viz: Beginning at the intersection of the north line of Mary A. Harris's lot, with the east line of Sophia st.; thence easterly along the north line of said Harris's lot to the west line of Montgomery alley; thence northerly along the west line of Montgomery alley 27 feet to the north line of Mary Parkhurst's lot; thence westerly along the north line of said Parkhurst's lot to the east line of Sophia street; thence southerly along the east line of Sophia st. 27 feet to the place of beginning, and owned by Mary Parkhurst.

Also the following described territory lying north of and adjoining the last above mentioned, viz: Beginning at the intersection of the north line of Mary Parkhurst's lot, with the east line of Sophia st.;

thence easterly along the north line of said Parkhurst's lot to the west line of Montgomery alley; thence northerly along the west line of Montgomery alley 27 feet to the north line of Mary McLean's lot; thence westerly along the north line of said McLean's lot to the east line of Sophia st.; thence southerly along the east line of Sophia st. 27 feet to the place of beginning, and owned by Mary McLean.

Also, the following described territory lying north of and adjoining the last above mentioned, viz.: Beginning at the intersection of the north line of Mary McLean's lot, with the east line of Sophia street, thence easterly along the north line of said McLean's lot, to the west line of Montgomery alley, thence northerly along the west line of Montgomery alley 1½ feet, thence westerly parallel with, and 1½ feet north of said McLean's north line, to the east line of Sophia street, thence southerly along the east line of Sophia street 1½ feet, to the place of beginning, and owned by Elizabeth Turner.

Also, the following described territory lying west of the last above mentioned, Beginning at a point in the west line of Sophia street and 337-10 feet north of its intersection with the north line of West Main street, said point being the south-east corner of Mary A. Sunderlin's lot, thence westerly along the south line of said Sunderlin's lot, to the east line of Scott alley, thence northerly along the east line of Scott alley 39 feet to the north line of said Sunderlin's lot, thence easterly along the north line of said Sunderlin's lot, to the west line of Sophia street, thence southerly along the west line of Sophia street 39 feet, to the place of beginning, and owned by Mary A. Sunderlin.

Also, the following described territory lying north of, and adjoining the last above mentioned, viz.: Beginning at the intersection of the north line of Mary A. Sunderlin's lot, with the west line of Sophia street, thence westerly along the north line of said Sunderlin's lot to the east line of Scott alley, thence northerly along the east line of Scott alley 21 feet, then easterly parallel with, and 21 feet north of said Sunderlin's north line, to the west line of Sophia street, thence southerly along the west line of Sophia street 21 feet, to the place of beginning, and owned by Ransom H. Miller.

Also the following described territory lying west of the last above mentioned, viz.: Beginning at a point in the east line of Washington street, and 329-2-10 feet north of its intersection with the north line of West Main street, said point being the northwest corner of Ruth D. Phillips's lot, thence easterly along the north line of said Phillips's lot, to the west line of Scott alley, thence northerly along the west line of Scott alley 25 feet, thence westerly parallel with said Phillips's north line, and 25 feet north thereof, to the east line of Washington street, thence southerly along the east line of Washington street 25 feet to the place of beginning, and owned by the heirs of Dr. Armsstrong.

Also the following described territory lying south of and adjoining the last above mentioned, viz.: Beginning at the intersection of the north line of Ruth D. Phillips's lot with the east line of Washington street, thence easterly along the north line of said Phillips's lot, to the west line of Scott alley, thence southerly along the west line of Scott alley 35 feet, thence westerly parallel with the north line of said Phillips's lot, and 35 feet south therefrom, to the east line of Washington street, thence northerly along the east line of Washington street, 35 feet, to the place of beginning, and owned by Ruth D. Phillips.

Also the following described territory lying west of and adjoining the last above mentioned, viz.: Beginning at a point in the west line of Washington street, and 315 feet north of its intersection with the north line of West Main street, said point being the northeast corner of John W. Phillips's lot, thence westerly along the north line of said Phillips's lot to the rear of said lot, thence northerly along the rear of said lot and on a line parallel with the west line of Washington street 24 feet, thence easterly to a point in the west line of Washington street 22 feet north of the place of beginning, thence southerly along the west line of Washington street 22 feet to the place of beginning, and owned by the City Bank.

Also the following described territory lying south of and adjoining the last above mentioned, viz.: Beginning at the intersection of the north line of John W. Phillips's lot, with the west line of Washington street, thence westerly along said Phillips's north line to the rear of the lot, thence southerly along the rear of said lot, and on a line parallel with the west line of Washington street 36 feet, thence easterly to a point in the west line of Washington street 33 feet south of the place of beginning, thence northerly along the west line of Washington street 33 feet to the place of beginning, and owned by John W. Phillips.

Also the following described territory lying west of and adjoining the two last above mentioned, and being a strip of land 60 feet in width and about 81 feet in length on its north side and about 115 feet in length on its south side and owned by Julia A. Galusha.

Also the following described territory lying west of

and adjoining the last above mentioned, viz.: Beginning at the south east corner of Dwight Knapp's lot, thence westerly along the south line of said Knapp's lot about 70 feet, thence easterly to a point in the rear of said lot, about 45 feet north of the place of beginning, thence southerly along the rear of said lot about 45 feet to the place of beginning and owned by Dwight Knapp.

Also the following described territory lying south of and adjoining the last above mentioned, viz.: Beginning in the north line of Mary Sugru's lot at a point 50½ feet easterly from the northwest corner of said lot, thence easterly along the north line of said Sugru's lot to the northeast corner thereof, thence southerly along the rear of said lot 25 feet to the southeast corner thereof, thence westerly along the south line of said lot about 109½ feet, thence easterly to the place of beginning and owned by Mary Sugru.

Also the following described territory, lying south of and adjoining the last above mentioned, viz.: Beginning in the north line of Harriet Officer's lot, at a point 11 feet east of the northwest corner thereof; thence easterly along the north line of said lot about 109½ feet to the rear thereof; thence southerly along the rear of said lot about one foot; thence westerly to a point in the south line of said lot about 38 feet westerly from the southeast corner of said lot; thence westerly along the south line of said lot to the south west corner thereof; thence northerly along the west line of said lot, which is the east line of Elizabeth street, about 18½ feet; thence easterly to the place of beginning, and owned by Harriet Officer.

Also the following described territory lying south of and adjoining the last above mentioned, viz.: Beginning at the intersection of the north line of Calvin Townsend's lot with the east line of Elizabeth street; thence easterly along the north line of said Townsend's lot about 83 feet, thence westerly in a direct line about 89 feet to the intersection of the north line of the alley opposite Hill street with the north line of Elizabeth street; thence northerly along the east line of Elizabeth street about 6-10 feet to the place of beginning and owned by Calvin Townsend.

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 \$135,000 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:

The entire 1st Ward.

Also that portion of the 2nd Ward lying south of the north line of the New York Central and Hudson River Railroad property, excepting the Niagara Falls Branch thereof.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 afternoon, June the 29th, 1880, at four o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.
Ald. Mandeville presented the petition of Henry Cooney for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Hart moved that the final ordinance for opening a street from State street to Fitzhugh street be indefinitely postponed.

Ald. Kelly moved that it lie on the table until the next meeting.

Ald. Mandeville moved as an amendment that it lie on the table until July 13th, 1880. Adopted.

The President announced as committee on receiving Syracuse officials, Ald. Hebing, Tracy, Ira L. Otis.

Ald. L. M. Otis moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council, June 29, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

MAYOR'S OFFICE,
ROCHESTER, June 29th, 1880.

To the Members of the Common Council:

It becomes my painful duty to announce to you officially the death of George D. Williams, Treasurer of the city of Rochester. The sad circumstances connected with his decease are already familiar to yourselves and the public, and therefore I shall not dwell upon them; but it sufficeth me to say that a true friend, an upright citizen and a trusted public official has gone to his reward. Please take such action, gentlemen, as may seem to you fitting and proper.

In this connection I refer you to the section of the charter in which provision is made for the filling of vacancies in municipal offices, and suggest, in view of the exigencies of this case, that you give the matter immediate attention.

CORNELIUS H. PARSONS, Mayor.

Ald. L. M. Otis moved that a committee of five be appointed to draft resolutions and make the necessary arrangements for attending the funeral. Adopted.

Ald. Tracy moved that the only business transacted at this meeting be the election of a City Treasurer, and that the Board then adjourn to meet Friday afternoon at 4 o'clock. Adopted.

Ald. Mandeville nominated James H. Kelly.

Ald. L. M. Otis nominated John Bower.

Ald. Hebing nominated Edward W. Williams.

Ald. Hart stated to the Board that in conversation with Mr. Williams, he stated that under no circumstances would he accept the position.

James H. Kelly was named by Ald. Tracy, Fitz Simons, Fee, Walbridge, Mandeville, Wickens, Weaver, Kelly, Hart—9.

Edward W. Williams was named by Ald. Westbury, Hebing, Chambers—3.

John Bower was named by Ald. L. M. Otis, Ira L. Otis—2.

James H. Kelly having received the requisite number of votes was declared duly elected.

Ald. Hart moved that the amount of the Treasurer's bond be fixed at \$100,000.

Ald. Walbridge moved that the amount be \$200,000.

Ald. Tracy moved that the amount be fixed at \$150,000.

Ald. Tracy's motion was lost by the following vote:

Ayes—Ald. Tracy, Fee, Chambers, Hart—4.
Nays—Ald. Fitz Simons, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver, Kelly—10.

Ald. Walbridge's motion was adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Weaver, Kelly, Hart—14.

The original motion as amended was then adopted by the following vote:

Ayes.—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Weaver, Kelly, Hart—14.

The President appointed as committee on resolutions and to make arrangements for attending the funeral Ald. L. M. Otis, Kelly, Hebing, Tracy, Walbridge.

The committee on resolutions presented the following:

Whereas, In the death of our esteemed friend and companion, George D. Williams, we have been solemnly reminded of the uncertainty of life, and how inadequate words are to give, at the most, even a feeble expression of the great loss which the community has sustained in this its latest bereavement; and

Whereas, In an official life of many years he has borne a character for efficiency and honesty of purpose rarely equalled; therefore

Resolved, That in his death the city has been deprived of a faithful public officer and of a good and upright citizen, whose devotion to duty and kindness of heart had endeared him to the people; that we deeply sympathize with his family in their great affliction and sorrow, reminding them of the watchful care of the Almighty over all His children; "that not a sparrow falls from the leafless bough to the ground with a chill pain in his dying heart but falls to sleep on His kindly breast; that not a grain of sand or drop of dew has been lost out of the embrace of His infinite tenderness, or will be while eternity rolls on."

Resolved, That the office of the City Treasurer be draped in mourning for a period of thirty days; that we attend the funeral in a body, and that a copy of the foregoing be engrossed, the city seal attached thereto, and transmitted to the family of the deceased.

[Signed]

LYMAN M. OTIS,
HENRY HEBING,
S. D. WALBRIDGE,
WILLIAM H. TRACY,
J. MILLER KELLY,
Committee.

Ald. L. M. Otis moved that a committee of three be appointed to wait on Mr. Kelly and inform him of his election and inquire into his eligibility. Adopted.

The President appointed as such Committee the Finance Committee.

Ald. Fitz Simons moved that the Board take a recess until half past seven. Adopted.

The Board convened again at eight o'clock.

Ald. Fitz Simons, from the committee appointed to wait on Mr. Kelly, stated that he was out of the city, and that the committee had been unable to ascertain any new facts as to his eligibility, and that as your committee are unable to decide as to Mr. Kelly's eligibility, and would therefore recommend that he be left to Mr. Kelly to decide whether he could qualify or not.

Ald. Mandeville moved that the report of the committee be accepted. Adopted.

The Board then adjourned.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, July 2, 1880.

ADJOURNED REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Absent—Ald. Mandeville—1.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. L. M. Otis—Bills of

Citizens' Gas Co., care lamps June	\$2,549 62
National	395 00
R. R. Gay & Co., care lamps June	664 90
Wm. Connors, repairing lamps	32 50
Kelly Lamp Works, lamp tops	35 00

Referred to the Lamp Committee.

Ald. Fee presented the petition of the taxpayers on Sheridan park for city sewer. Referred to the Sewer Committee.

Ald. Fee presented the petition of John Jenkinson, for permission to erect wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Hebing—Bills of

Cooney & Co., coal for City Hall	\$ 287 50
L. F. Carter, carpets for Mayor's office	359 00
Wray & Ellwood, ke. and locks	8 25
Wm. Waldert, hardware	5 11
Wm. Waldert, rep. flag pole	1 50
J. W. McKindley, hardware	10 25
C. H. Morse, stencil plates	3 00
Wm. Connors, hardware	11 41
Wm. Connors, lumber	6 38
Wm. Connors, labor, &c.	32 50
F. J. Irwin, supplies	8 14
Burke, Fitz Simons, Hone & Co., cambrie	11 78

Referred to City Property Committee.

By Ald. Hebing—

To the Honorable the Common Council:

GENTLEMEN—The undersigned, James Cunningham, Son & Co., are the owners of a manufactory, located on Canal street, in this city, which employs between four and five hundred men. The buildings and machinery employed in this business are very extensive and very valuable, and necessarily built of combustible materials and in case of a fire in any one of the buildings comprising the manufactory, there is great danger that all would burn unless the facilities for extinguishing the same were more than usually abundant.

The water mains in the vicinity of this manufactory are entirely too small to furnish the fifteen to twenty-five streams which would be required to subdue such a conflagration and, your petitioners believe that the Hemlock system would not furnish sufficient head for such streams among our high buildings.

In addition to these facts, your petitioners further state that they are now paying from \$300 to \$400 per year for the use of water and, that they are desirous of running several elevators in said manufactory by water power but, are informed by the Executive Board that, under the law, they are not allowed to grant the Hemlock water for such a use.

In view of the foregoing facts, your petitioners respectfully request that the ten inch Holly pipe main Allen street, near corner of Ford street, be extended through Allen street, under the Erie canal and down Canal street to our said manufactory that we may have necessary and efficient fire protection, and the use of the river water for running our said elevators, and we are satisfied that the increased revenue to the city, which will be received from our works alone for use of water, will pay at least ten per cent, on the cost of extension.

While it is not expected that said extension under the canal can be made during the present summer, yet it is important that we should know definitely whether we can procure the use of the water next winter, as we have a new and very large building nearly erected in which we desire to use the elevators, and the methods of finishing of the same will depend largely upon the question of the use of water. Your petitioners, therefore, respectfully pray for the passage of a resolution directing the Executive Board to extend the Holly pipe in accordance with our petition, at the earliest possible moment.

Respectfully submitted.

JAMES CUNNINGHAM, SON & CO.

ROCHESTER, June 14, 1880

Ordered received, filed and published.

By Ald. Hebing—Resolved, That the Executive Board be and it is hereby directed to extend the Holly water main in Allen street, under the Erie canal, to the manufactory of James Cunningham, Son & Co., in accordance with their petition, and charge expense of said work to the Pipe Extension Fund, when there are funds. Adopted.

Ald. Chambers presented the petitions of tax-payers on Magnolia st. and Cady st. for water mains. Referred to the Water Works Committee.

Ald. Felsing presented the petition of Robert Justice for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Edelman presented the petitions of F. P. Crouch and John Kluin for permission to erect wood buildings. Referred to the Wood Building Committee.

Ald. Edelman presented a remonstrance against the ordinance for cleaning the bed of the Genesee river, and moved that it lie on the table until the ordinance came up. So ordered.

By Ald. Weaver—Bills of

Smith, Perkins & Co., groceries	\$ 72 70
Gerling Bros., meal	8 00
Geo. L. Baker, transportation	34 46
J. H. Pool, flour and meal	70 50
Foehner & Maser, burials	54 50
Schoenfeld & Darling, transportation	15 54
John Hart, shoes	346 44
F. W. Taylor, Overseer's disbursements	123 61

Referred to the Poor Committee.

REPORTS OF STANDING COMMITTEES.

By Ald. Hebing—

To the Common Council of the City of Rochester:

Your Law Committee, to whom was referred the question as to whether or not your honorable body possessed the right or authority to require the City Treasurer to increase or give an additional official bond, do report as follows: That they have carefully examined the question and find that the City Treasurer is required before entering upon his official duties to execute a bond and file the same with the Mayor in the penal sum of \$50,000, or such other sum as your honorable body may have fixed.

Therefore, your Committee are of the opinion that your honorable body has no right or authority to ask or demand any increase of bond, or addition thereto, of the Treasurer after he has once qualified and entered upon the discharge of his duties.

H. HEBING,
LYMAN L. OTIS,
LEWIS EDELMAN,
Committee.

Adopted.

By Ald. Hebing—

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

The Law Committee, to whom was referred the petition of George Elbs and Catharine Elbs for return of fifty dollars fine imposed upon them, respectfully report:

That said George and Catharine Elbs were convicted by Police Justice Truesdale and fined the sum of twenty-five dollars each, which was paid by them. That a certorari was taken from said conviction to the Sessions of Monroe County, when the said conviction was reversed and the fines ordered refunded as set forth in their petition. That the said claim was assigned by them to Patrick McIntyre. That the said McIntyre is entitled to have the said sum of fifty dollars refunded to him.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

By Ald. Hebing—Resolved that the clerk draw an order on the treasurer in favor of Patrick McIntyre for fifty dollars in full of claim of George Elbs and Catharine Elbs for fines upon production of proper authority, and receipting in due form. And charge the Police Fund.

Adopted by the following vote:
Ayes—Ald. FitzSimons, Westbury, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—12.
To the Hon. Common Council of the City of Rochester:

Your Law Committee, to whom was referred the petition of Clark Johnston, Esq., upon looking into are of the opinion that the same should have been referred to your assessment committee instead, and so report, and therefor, herewith return the said petition to your honorable board for such action as you shall deem proper.

HENRY HEBING,
L. M. OTIS,
LOUIS EDELMAN,
Law Committee.

Ald. Hebing moved that the report of the Law Committee be adopted, and the petition be referred to the Assessment Committee. Adopted.

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

Your Law Committee to whom was referred the communication of the Estate of Isaac Butts, (see proceedings of May 4th, 1890,) asking that the city of Rochester quit claim to said estate that part of aqueduct street which lies east of a line drawn southerly from the southwest corner of lot 17 as laid down on the map of Carroll, Fitzhugh and Rochester filed in Monroe County Clerk's office in 1822, would respectfully report after a careful consideration of the subject that such request be granted according to the conditions expressed in the following resolution, which we recommend be passed.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Committee.

Ordered received, filed and published.

By Ald. Hebing—Resolved, That upon filing in the office of the City Clerk and County Clerk's office of Monroe county a map and an agreement or article of dedication thereof for use as a public street of that part of lots three, four, five, six and ten necessary to make a roadway of 30 feet in width, being 18 feet; that the Mayor be and he hereby is authorized to deed and quit claim to said Isaac Butts's estate all that part of Aqueduct street which lies east of a line drawn southerly from the southwest corner of lot 17 as laid down on the map of Carroll, Fitzhugh & Rochester filed in Monroe County Clerk's office in 1822, said line to be drawn parallel with the present stone wall along the west bank of the Genesee river at the foot of said street.

Adopted.

By Ald. Wickens—Bills of
John O'Rourke, board of horse March and April.....\$ 35 00
John O'Rourke, board of horse May and June..... 33 06
Everett Hart, printing..... 15 50
Union and Advertiser, printing..... 7 50

Referred to Finance Committee for payment.

By Ald. Hart—Bills of
Rochester Printing Co., printing.....\$ 3 25
B. F. Enos, expenses for June..... 75 41

Ald. Hebing from the City Property Committee, Ald. L. M. Otis from the Lamp Committee, Ald. Weaver from the Poor Commit-

tee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

Ald. Hebing from the Water Works Committee, reported progress and asked for further time. Granted.

By Ald. Edelman—Resolved, That Henry Randeustrauch and Dingomar Post have permission to erect wood buildings, in accordance with their petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., July 2, 1880.

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

CONTINGENT FUND.

Cornelius R. Parsons, Mayor.....	\$308 33
Geo. D. Williams, City Treasurer.....	283 33
John R. Fanning, City Attorney.....	166 66
Oscar H. Peacock, City Surveyor.....	166 66
L. M. Handeville, City Clerk.....	137 50
David McKay, City Assessor.....	150 00
August M. Koeth,	150 00
Wm. Mahar,	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Dussl,	150 00
M. H. McMath, Clerk.....	50 00
Francis J. Irwin, City Messenger.....	83 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Conors, Engineer City Hall.....	35 00
Wm. Waldert, Janitor Front Street Building.....	50 00
W. C. Gray, Assistant Surveyor's Office.....	65 00
C. E. Parsons, Draughtsman.....	66 00
W. J. Stewart, Chairman.....	44 00
Ambrose Redman, Rodman.....	31 33
E. W. Williams, Treasurer's office.....	116 66
C. E. Stowell,	62 50
J. T. Tracy,	62 50
Edward Thomas,	30 00
Assessors' clerk hire month of June.....	41 67
Wm. Carroll, Fire Marshal.....	58 33

MISCELLANEOUS.

John Snow, wire pins.....	\$ 1 87
Union and Advertiser, printing.....	164 00
.....	40 50
.....	34 00
..... pub. proceedings 1 qr.	
to July 1st, as per contract.....	750 00
Roch. Print. Co., pub. proceedings 1 qr. to July 1st, as per contract.....	625 00
Express Print. Co., pub. proceedings 1 qr. to July 1st, as per contract.....	500 00
Herald Print. Co., pub. city notices 1 qr. to July 1st, as per contract.....	250 00
Rochester Volksblatt, pub. city notices 1 qr. to July 1st, as per contract.....	187 50
Rochester Beobachter, pub. city notices 1 qr. to July 1st, as per contract.....	187 50
F. J. Irwin, disbursements at reception of Syracuse officials.....	185 50

And charge that fund.

LAMP DEPARTMENT FUND.

H. C. Rose, rearranging lamps.....	\$42 50
Sherlock & Sloan, pipe, &c.....	147 51

And charge that Fund.

CITY PROPERTY FUND.

L. C. Langie, coal, City Hall.....	\$522 50
D. Earl, labor and material.....	75 71
Sherlock & Sloan, labor and material.....	1 00
E. A. Frost, fixing flower beds.....	8 77
Albert Schiffner, repairing chairs.....	4 40
Leinen & Elter, cleaning carpets.....	22 05
Chas. M. Beattie, salary for June.....	30 00

And charge that Fund.

HEALTH DEPARTMENT FUND.

Sam'l Donnelly, salary from March 1st to 25th.....	\$48 00
Joseph Thompson,	40 00
Orrin Harris,	40 00
John Christie,	40 00
John H. Mason,	200 00
John O'Rourke,	36 00
John Vance,	36 00
Henry M. Heindol,	41 00
Patrick Bradley & Co., collecting garbage 4-5 of a month, at \$150 per month, in March.....	120 00
Chas. A. Jeffords, collecting garbage 4-5 of a month, at \$125 per month.....	400 00

Everett Hart, printing.....	15 50
Jno. O'Rourke, board of horse, March and Ap. May and June.....	36 00
Union and Advertiser, printing.....	36 00
Dr. Chas. Buckley, Health Officer.....	7 50
John Meyer, keeper Hope Hospital, sal. from June 14 to July 1.....	66 66
A. C. Parsons, inspector, sal. from June 14 to July 1.....	26 66
Michael Murray, do., do.....	21 33
John O'Rourke, salary for June.....	21 33
John Vance,	21 33
And charge that fund.	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR JUNE, 1880.

Porter W. Taylor, Overseer.....	\$116 66
James W. Stanley, Assistant Overseer.....	66 66
Henry L. Achilles, Jr, bookkeeper.....	58 33
Jacob Lutt, clerk.....	40 00
Dr. Kempe, City Physician.....	41 67
Dr. Weigel, City Physician.....	41 67
Dr. Schmitt, City Physician.....	41 67
Dr. Beckweh, City Physician.....	41 67
Dr. O'Hare, City Physician.....	41 67
Dr. Spencer, City Physician.....	41 67
Vincent M. Smith, Excise Commissioner.....	66 66
C. Herzberger.....	66 66
Wm. F. Morrison.....	66 66
And charge that fund.	

MISCELLANEOUS.

P. Faby, meat.....	25 00
Erhardt & Co.,	25 00
P. Faby,	25 00
Jacob Scroth,	45 65
Curran & Goler, medicines.....	14 00
Bulkley & Richmond, groceries.....	58 20
Smith, Perkins & Co.,	33 00
Goetzmann & Son, soap.....	24 50
W. & J. M. Aikenhead, candles.....	6 00
S. Wheeler, rent.....	138 75
I. M. Chase, flour.....	

PARK DEPARTMENT FUND.

Wm. Coughlin, labor on parks.....	\$31 45
J. Shannon,	30 00
R. Casey,	30 00
J. P. Horton,	20 00
Jacob Delisle,	12 19
Thomas Vought,	12 81
Fred. Voltz,	5 94
Fred. Rolking,	4 69
And charge that Fund.	

POLICE DEPARTMENT FUND.

Wray & Elwood, repairing keys.....	\$ 7 00
B. Frank Enos, expenses for May.....	58 10
Geo. Truesdale, salary for June.....	157 50

POLICE PAY ROLL FOR JUNE, 1880.

Alex. McLean.....	\$130 00
Samuel Brown.....	75 00
Peter Hughes.....	75 00
W. J. Rogers.....	75 00
Thos. Lynch.....	75 00
Peter Lauer, Jr.....	75 00
P. C. Kavanaugh.....	75 00
Ferry Marzluff.....	75 00
Thos. A. Burchell.....	75 00
Caleb Pierce.....	75 00
Henry Baker.....	75 00
Jos. P. Cleary.....	75 00
Frank B. Allen.....	65 00
W. R. M'Arthur.....	65 00
Jacob Frank.....	65 00
John C. Hayden.....	65 00
John Wangman.....	65 00
Hugh Johnston.....	65 00
John J. Garrett.....	65 00
Hugh Clark.....	65 00
John H. Dana.....	65 00
Ed. Van Vorst.....	65 00
John C. M'Quatters.....	65 00
Wm. White.....	65 00
Thos. Dukel.....	65 00
Fred. Griebel.....	65 00
Patrick H. Sullivan.....	102 00
Chas. M'Cormick.....	75 00
Jos. S. Roworth.....	75 00
Wm. F. Lush.....	65 00
Barth. Crowley.....	65 00
Robt. Burns, 28 days.....	60 76
Ralph Hendon.....	65 00
Jacob Harter.....	65 00

Thos. Crouch, 22 days.....	47 74
Andrew Connolly.....	65 00
Wm. P. O'Neill.....	65 00
Benj. C. Furthur.....	65 00
Wm. Keith.....	65 00
B. Horcheler.....	65 00
John Mitchell.....	65 00
Robt. M'Kee.....	65 00
Chas. E. Fowier.....	65 00
Michael Brady, 29 days.....	62 98
Wm. M. Kelly.....	65 00
Joseph Lesler, 27 days.....	65 59
Wm. H. DeWitt.....	65 00
Nicholas J. Loos.....	65 00
Robert Sloan.....	65 00
Samuel Schwartz.....	65 00
Jas. A. Johnson.....	65 00
Park Hoctor,	65 00
Geo. Smith, (payable to B. Frank Enos) 17 d'ys.....	36 59
Lewis Jesseret.....	65 00
Frank Vahue, 29 days.....	62 98
Michael Cain.....	65 00
Wm. Burgess.....	65 00
Michael Hynes.....	65 00
Chas. Hart.....	65 00
Frank D. Fay.....	65 00
Geo. Hoffner.....	65 00
James P. Flynn.....	65 00
John Monaghan.....	65 00
John B. Davis.....	65 00
Henry D. Shove, 25 days.....	64 25
Michael Wolf, Jr.....	65 00
John M. Reis.....	65 00
Charles W. Peart.....	65 00
Wm. Laragy.....	65 00
Louis Noldt.....	65 00
Jerry Ivaag, 29 days.....	62 98
Ed. McDonough.....	65 00
Older Oliver, 28 days.....	65 00
John Dean.....	65 00
Jos. St. Hellens.....	65 00
Peter Hess.....	65 00
Daniel Goulding, Jr.....	65 00
Patrick Hooloran, 19 days.....	41 23
Henry Graver.....	65 00
Chas. Stefferd.....	65 00
Frank S. Skuse.....	65 00
Oliver A. Youle.....	65 00
Frederick Kipphut.....	65 00
Mich. Hyland.....	65 00
Hiram Rogers.....	50 00
Jacob Markey.....	65 00
B. Frank Enos, Clerk of Commissioners.....	116 67
John Leopold, 12 days.....	26 04
And charge that Fund.	

OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, June 29, 1880. }

To the Common Council:

The annexed accounts have been duly audited, examined and settled by the Executive Board and are by resolution of this Board hereby certified to the Common Council for payment in accordance with section 148 of the City Charter.

Respectfully,
THOS. J. NEVILLE, Clerk.

Street Department—Highway Fund.

Yale Lock M'fg Co., chains for bridge.....	\$73 65
Casper Schwalbach, sand and gravel.....	37 50
F. C. Lauer, Macadam stone.....	25 58
M. Greenagle, livery hire.....	3 00
Chace & Otis, lumber.....	164 01
F. Bauer, services at Allen street bridge.....	42 67
C. H. Chappell.....	60 00
Vacuum Oil Co., oil at	1 95
A. H. Waterman, inspecting sprinkling.....	24 00
Donner & Zeller, printirg notices.....	6 00
P. Bradley, collecting garbage.....	119 00
C. A. Jeffords,	73 63
	<hr/>
	\$613 66

Salary and Expense Department.

F. P. Kavanaugh, salary for June.....	\$166 66
F. C. Lauer, Jr.,	166 67
Jacob Gerling,	166 67
	<hr/>
	\$500 00

Local Improvement Department.

B. F. Butler, inspecting work Exchange St. sewer.....	\$28 00
F. Seifried, inspecting work Hunter st. sewer.....	24 00
John Lutes, inspecting work N. St. Paul St. improvement.....	57 00
James D. Casey, Estimate No. 1, Hunter St. Sewer:	
Time order 1 year.....	400 00
Time order 2 years.....	400 00
Cash order.....	400 00
	<hr/>
	1,200 00

Whitmore, Rauber & Vicinus, Estimate No. 2, North St. Paul street improvement:

Time order, 1 year.....	2,000 00
Time order, 2 years.....	2,000 00
Cash order.....	2,000 00
	6,000 00
	\$7,309 00

Sprinkling Streets.

McCConnell & Pringle, sprinkling Park avenue..	\$ 20 00
.. .. Meigs street..	30 00
.. .. Front street..	28 75
.. .. East ave, sec. 2.	75 00
.. .. So. St. Paul St.	40 00
	\$158 75

WATER WORKS DEPARTMENT.

Water Pipe Fund.

Drullard & Hayes, estimate No. 2, pipe and specials.....	\$ 3,066 97
Water Works Fund, pipe and hydrants.....	1,680 35
Alexander Barnes, laying pipe in Erie st.....	60 35
Peter McGraw, estimate No. 1, Group 51.....	90 00
Peter McGraw, No. 2.....	180 00
John Howe, No. 1.....	350 00
John Howe, No. 2.....	180 00
Whitmore, Rauber & Vicinus, estimate No. 2, N. St. Paul st.....	500 00
Emil Kutchling, disbursements.....	5 60
	\$ 6,105 78

Water Works Fund.

L. Edelman, coal at D. Reservoir.....	5 00
Geo. Miller, gravel.....	2 00
A. Nolte, Printing.....	7 00
J. B. Colman, taps and repairs.....	296 15
A. Kaseell, stabling horses.....	64 00
J. Coughlin, labor, telegraph line.....	12 00
James Day, livery.....	3 00
C. R. Finnegan, expenses, telegraph line.....	4 92
R. Crennell, pay-roll, conduit line.....	9 00
Pay-rolls, operating expenses.....	816 13
	\$ 1,219 21

City Treasurer to apply in payment of interest on Water Works bonds.....\$45,000 00

\$46,229 48

Fire Department.

Alert Hose Co., quarterly appropriation....	\$ 275 00
Active Hose Co.,	275 00
Protectives,	375 00
L. G. Tillotson & Co., telegraph supplies.....	118 05
Peter C. Ets, sign for telegraph.....	1 50
G. W. Aldridge, repairing engine house.....	139 01
	\$ 1,183 56

Ald. FitzSimons moved that the bill for entertaining the Syracuse officials be stricken from the budget.

Lost by the following vote:

Ayes—Ald. FitzSimons—1.

Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

The Finance Budget was then adopted by the following vote:

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

To the Common Council:

Gentlemen: In accordance with section 29 Revised City Charter, I report Dr. Charles Buckley as having qualified and taken the oath of office as Health Officer.

LUCIUS M. MANDEVILLE,
City Clerk.

ACTION ON ORDINANCES.

FIRST ORDINANCE.

By Ald. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer 12 inches in diameter in Kirk street, from the sewer in Finney street, to a point 403 feet east thereof; also the necessary surface sewers, lot-laterals and man-holes.

Adopted.

The Surveyor submitted as such estimate, \$640.

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

The construction of a pipe sewer 12 inches in diameter in Kirk street, from the sewer in Finney street, to a point 403 feet east thereof; also the necessary surface sewers, lot-laterals and man-holes.

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 \$640, 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 Kirk street, from Finney street to a point 403 feet east of the center thereof.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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, July the 16th, 1890, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCE No. 2,137.

IMPROVEMENT OF GOODMAN STREET.

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

An ordinance to improve Goodman street, from the south curb line of East avenue to the north curb line of Park avenue.

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

The improvement of Goodman street from the south curb line of East avenue to the north curb line of Park avenue, by constructing a gravel roadway 24 feet wide, with Medina or Hudson River blue stone curbs, and gutters 3 feet wide, on each side thereof; also the necessary crosswalks, surface sewers, lot laterals, manholes and sidewalk grading, and such flagwalks as are now constructed, to be related to the proper grade if necessary.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefitted 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 benefitted by said improvement is described as follows:

One tier of lots on each side of Goodman street from East avenue to Park 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 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 of six per cent, per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

The final ordinance for cleaning the bed of the Genesee River came up.

Ald. Fee moved to amend the territory to be assessed as follows: One tier lots on each side of Andrew street, from Franklin street to the river; one tier lots on each side Brown's Race. Adopted.

The final ordinance for the improvement of St. Joseph street came up.

Ald. Edelman moved to amend by inserting, from the north curb line of Atwater street to the north line of Hoeltzer street, in place of, from the north curb line of Atwater street to the south curb line of Herndon street, and the territory to be assessed and the estimate changed accordingly. Adopted.

FINAL ORDINANCE No. 2,138.

ENLARGING MONROE AVENUE SEWER.

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

An ordinance to improve the outlet of the Monroe avenue sewer near Goodman street.

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

The construction of a 15 inch pipe sewer along the north curb line of Monroe avenue from a point 100 feet west of the west line of Goodman street to a point 340 feet east of the west line of Goodman street, in place of the present 12 inch and 9 inch sewers; also the cleaning of the open ditch outlet from Monroe avenue to Nichols park; also a stone culvert 2 feet square across Nichols park.

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 \$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:

For the 15 inch pipe sewer entire—

One tier of lots on each side of Tracy park from its present westerly terminus to Meigs street. Also

One tier of lots on each side of Meigs street from Park avenue to Monroe avenue. Also

One tier of lots on each side of Rowley street from Brighton avenue to Monroe avenue. Also

One tier of lots on each side of Monroe avenue from Averill street to Meigs street. Also

One tier of lots on the north side of Monroe avenue from Meigs street to Goodman street. Also

One tier of lots on each side of Maple place from its present southerly terminus to Meigs street. Also

And for cleaning the open ditch and constructing the stone culvert across Nichols park—

The above described territory. Also

One tier of lots on the south side of Monroe avenue from Maple place to Goodman street. Also

One tier of lots on each side of Elmwood street from Pearl street to Monroe avenue. Also

One tier of lots on each side of Goodman street from Pearl street to Monroe avenue. Also

One tier of lots on each side of Pearl street from Meigs street to Boardman 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—15.

The final ordinance for extending Lake avenue outlet sewer came up, and on motion of Ald. Walbridge was laid over until the next regular meeting.

The final ordinance for North avenue stone sewer came up. After hearing allegations from all persons appearing, Ald. Weaver moved that the ordinance be postponed until the first regular meeting in October.

Ald. Hart moved that the ordinance be indefinitely postponed.

Lost by the following vote:

Ayes—Ald. Edelman, Kelly, Hart—3.

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Weaver—12.

Ald. Weaver's motion was then adopted.

The final ordinance for plank walk on Campbell street came up.

Ald. Kelly moved to indefinitely postpone. Adopted.

The final ordinance for Ames street plank walk came up.

Ald. Kelly moved to amend by inserting from Jay street to West avenue in place of "from the N. Y. C. R. R. to Jay street" and the territory to be assessed and estimate be changed accordingly. And all persons having good plank walks in front of their premises 4 feet wide be exempt from assessment. Adopted.

The final ordinance for opening a street from State street to Elizabeth street came up. After hearing allegations from all persons appearing, Ald. Tracy moved that the ordinance be on the table until the next regular meeting. Adopted.

CITY TREASURER'S OFFICE. }
ROCHESTER, N. Y., June 23, 1880. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,063, for Upton Park 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 \$2,057.52.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,066.

Whereas, The Common Council did upon the 21st day of October, 1879, enact an ordinance for Upton Park walk.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of

\$2,057.52, 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 Upton Park, from East Avenue, University Avenue, including the property owned by C. C. Merriman.

Therefore, Resolved, That the sum of \$2,057.52, 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 3d day of July, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—15.

The following came up:

UNFINISHED BUSINESS.

"By Ald. Walbridge—Resolved, That Rule 1 of the Rules and Order of the Common Council be so amended as to read as follows:

The stated meetings of the Common Council shall be held in the Common Council Chamber on the first Tuesday afternoon following the first Monday in April, and each alternate Tuesday afternoon thereafter, at 5 o'clock, and at such other times and places as the Council may from time to time prescribe.

Ald. Mandeville moved that the resolution be adopted.

Ald. Kelly moved that the hour be fixed at 7½ o'clock.

Ald. Westbury moved that the hour be fixed at 6 o'clock.

Adopted by the following vote:

Ayes—Ald. Westbury, Fee, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Hart—8.

Nays—Ald. Tracy, FitzSimons, L. M. Otis, Hebing, Weaver, Kelly—6

The original resolution as amended was then adopted.

The resolution was then laid over under the rule."

Ald. Ira L. Otis moved that the hour be fixed at 5 o'clock.

Lost by the following vote:

Ayes—Ald. Fee, Hebing, Ira L. Otis, Walbridge, Weaver—5.

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Chambers, Felsinger, Wickens, Edelman, Kelly, Hart—10.

The original resolution fixing the hour at 6 o'clock was then adopted by the following vote:

Ayes—Tracy, Westbury, Chambers, Walbridge, Felsinger, Wickens, Edelman, Kelly, Hart—9.

Nays—FitzSimons, L. M. Otis, Fee, Hebing, Ira L. Otis, Weaver—6.

The resolution presented by the Assessment Committee at the last meeting, in relation to the assessments of Hr's of Ira Haskins, Jas. R. Hair and Florence P. Hair came up.

Ald. Hart moved that the resolution lie on the table until the next regular meeting. Adopted.

MISCELLANEOUS BUSINESS.

-By Ald. Hart—Resolved, That Wm. Lay have permission to sell fresh meat at his market 117 Monroe ave by paying into the Treasurer the sum of one (1) dollar. Adopted.

By Ald. Kelly—Resolved, That the Rochester Gas Light Co. be, and they are hereby, requested to lay gas mains on Lake ave. in the 15th ward from its present terminus to the city line. Adopted.

Ald. Ira L. Otis presented the petition of Isaac Ashley for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Ira L. Otis—Resolved, That the City Clerk procure at lowest possible cost and furnish to each of the following offices a copy of the new City Directory, viz:

Mayor's office.
City Treasurer's office.
City Clerk's office.
City Surveyor's office.
City Assessors' office.
City Poor office.
Police Department.

Adopted.

By Ald. L. M. Otis—Resolved, That the Lamp Committee be and they are hereby authorized to sell and dispose of 75 of the worn-out lamp tops and pay the proceeds into the City Treasurer to the credit of the lamp fund. Adopted.

Ald. L. M. Otis moved that the Rochester Gas Co. be instructed to light the illuminated clock in front of H. & D. Rosenberg's jewelry store, on State street. Adopted.

Ald. L. M. Otis moved that the Lamp Committee be instructed to remove three naphtha lamp tops and substitute gas on Jones avenue. Adopted.

Ald. Westbury moved that the resolution fixing the hour for the meeting of the Board at 6 o'clock be reconsidered.

Lost by the following vote:

Ayes—Ald. Westbury, L. M. Otis, Fee, Hebing, Chambers, Felsing, Weaver—7.

Nays—Ald. Tracy, FitzSimons, Ira L. Otis, Walbridge, Wickens, Edelman, Kelly, Hart—8.

Ald. Tracy presented the petition of Henry East for permission to erect wood building and moved that the prayer of the petitioner be granted. Adopted.

Ald. Tracy moved that the motion to postpone the final ordinance for opening a street from State street to Fitzhugh street to July 13, be reconsidered. Adopted.

Ald. Tracy moved that the ordinance for opening a street from State street to Fitzhugh street be amended as follows:

The opening of a street 60 feet in width from State street to Fitzhugh street, except that portion between State street and Pindall alley which shall be 57 6-10 feet in width on the west line of State street and 59 4-10 feet in width on the east line of Pindall alley, and the estimated expense be \$85,000 in place of \$64,000. Also, all that portion of the Second Ward lying between the Genesee river and Sophia street, and south of the north line of the New York Central and Hudson River Railroad property be added to the territory to be assessed. Adopted.

Ald. Tracy moved that the messenger be instructed to procure a lunch at each regular meeting of the Board, the cost not to exceed ten (10) dollars.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Chambers, Walbridge, Wickens, Edelman, Kelly, Hart—9.

Nays—Ald. FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Felsing, Weaver—6.

By Ald. Weaver—Resolved, That the Poor Committee be and they are hereby authorized to purchase for the poor Department, of the Rochester Gas Light Co. coke in such quantities as the Overseer of the Poor may require to meet the wants of those applying for fuel as a substitute for wood during the summer months. Adopted.

The Board then adjourned.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council July 6, 1880.

SPECIAL MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

MAYOR'S OFFICE,

ROCHESTER, N. Y., July 6, 1880. }

L. M. Mandeville, City Clerk:

Please call a special meeting of the Common Council for Tuesday, July 6th, at 4 o'clock p. m. at the Common Council Chamber, for the purpose of appointing a City Treasurer.

CORNELIUS R. PARSONS,

Mayor.

To the Honorable the Common Council of Rochester:

GENTLEMEN—In appointing me to the responsible office of City Treasurer, you conferred the greatest compliment I have ever received; yet I feel it to be my duty to decline the office for reasons, a few of which I will state:

First—The responsibility of the office is greater than I wish to assume.

Second—The amount appropriated for clerk hire does not nor will it properly compensate those who perform the labor of the office.

Third—That I am not willing to discharge the daily desk duties of the office such as were done by the late Treasurer.

Fourth—That there are many of our citizens who would be pleased with the office and who would be found as capable and as honest as I claim to be.

These are a portion of the reasons I have in not accepting the office. You will, however, please accept my warmest thanks for your kind feelings as expressed.

I have the honor to be, yours truly,

JAMES H. KELLY.

Rochester, July 5, 1880.

Ald. Hart moved to reconsider the resolution fixing the Treasurer's bond at \$200,000. Adopted.

Ald. Tracy moved as an amendment that the amount of the Treasurer's bond be fixed at \$75,000.

Ald. Weaver moved to amend that the amount be fixed at \$100,000.

Lost by the following vote:

Ayes—Ald. FitzSimons, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—6.

Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Chambers, Felsing, Edelman, Kelly, Hart—10.

Ald Tracy's amendment was then adopted by the following vote :

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The original motion, as amended, was then adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Hart moved to proceed to a *viva voce* vote for City Treasurer. Adopted.

FIRST VOTE.

John Bower was named Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—7.

Martin Barron was named by Ald. FitzSimons, Fee, Mandeville, Edelman—4.

John E. Watters was named by Ald. Tracy, Kelly—2.

Ambrose C. McGlachlin was named by Ald. Chambers, Hart—2.

John W. Martin was named by Ald. Felsing—1.

SECOND VOTE.

John Bower was named by Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—7.

Ambrose C. McGlachlin was named Ald. Tracy, Chambers, Edelman, Hart—4.

Martin Barron was named by Ald. FitzSimons, Fee, Mandeville—3.

John E. Watters was named by Ald. Kelly—1.

John W. Martin was named by Ald. Felsing—1.

THIRD VOTE.

Ambrose C. McGlachlin was named by Ald. Tracy, Fee, Chambers, Edelman, Hart—5.

John Bower was named by Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens—6.

Martin Baron was named by Ald. FitzSimons, Mandeville, Weaver—3.

John W. Martin was named by Ald. Felsing—1.

John E. Watters was named by Ald. Kelly—1.

FOURTH VOTE.

Ambrose C. McGlachlin was named by Ald. Tracy, Fee, Hebing, Chambers, Edelman, Hart—6.

John Bower was named by Ald. Westbury, L. M. Otis, Ira L. Otis, Walbridge—4.

Martin Baron was named by Ald. FitzSimons, Mandeville, Felsing, Wickens, Weaver—5.

John E. Watters was named by Ald. Kelly—1.

FIFTH VOTE.

Ambrose C. McGlachlin was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Felsing, Edelman, Kelly, Hart—11.

Martin Baron was named by Ald. FitzSimons, Mandeville, Wickens, Weaver—4.

John Bower was named by Ald. Walbridge—1.

Ambrose C. McGlachlin having received the requisite number of votes was declared duly elected

Ald. Hart Moved that a committee of three be appointed to notify Mr. McGlachlin of his

appointment, and that the Board take a recess for fifteen minutes. Adopted.

The President named as such committee Ald. Hart, L. M. Otis, Hebing.

The committee reported, Mr. McLaughlin appearing with the committee, who after a few remarks accepted of the appointment.

Ald. FitzSimons moved that the salary of the Treasurer be fixed at \$3,000, for the balance of the year and the matter of clerk hire be left as discretionary with the Finance Committee. Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Hart moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council, July 13, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Weaver, Kelly, Hart—14.

Absent—Ald. Ira L. Otis, Edelman—2.

PRESENTATION OF PETITIONS, BILLS, ACCOUNTS, & C.

By Ald. Westbury—

CITY TREASURER'S OFFICE,
Rochester, N. Y., July 13th, 1880. }

To the Chairman Committee on Assessments :

July 12, 1880, Lot 6, 3d Ward, Greig Tract, on Greig street, sold by the Treasurer of the City of Rochester, March 28th, 1878, to the city of Rochester, was re deemed on the payment of the tax and charges amounting to..... \$111 64
And interest at 15 per cent..... 37 83

Total paid..... \$149 97

Property was assessed in name of F. C. & E. A. Butler. Respectfully yours,

A. C. MCGLACHLIN, Treasurer.

Referred to the Assessment Committee.

By Ald. L. M. Otis—Bills of

M. Huntington, glass..... \$ 127 05
Rochester Gas Co., care of lamps for June.... 2,033 17
Kelly Lamp Work, lamp tops..... 57 50

Referred to Lamp Committee.

By Ald. L. M. Otis—Bills of

City Messenger, hack hire..... \$30 00
Ellwanger & Barry, floral column..... 40 00

Referred to Committee on Funeral.

By Ald. L. M. Otis—

To the Honorable Common Council of the City of Rochester :

The undersigned would respectfully ask your honorable body to authorize and instruct the City Treasurer of the city of Rochester to assign over to her (the undersigned) upon the payment by her to said City Treasurer, the full amount of the city tax, fees and interest for the year of 1876 on lots 27 and 28 on South St. Paul street assessed to Joshua Dempster in the 4th ward of said city of Rochester, the certificate of sale and all right, title, claim and interest therein now held by said Treasurer under and in pursuance of a city tax sale certificate dated March 1, 1877, and bid in by the said City Treasurer as such officer for the said city of Rochester.

BRIDGET FLANAGAN,
Dated Rochester, N. Y., July 12, 1880.

Referred to the Law Committee.

Ald. Fee presented the petition of tax-payers on Hand street asking that the street be opened and straightened. Referred to the Committee on Opening and Alteration of Streets.

Ald. Hebing presented the petition of C. J. Whitcher for remission of interest on taxes. Referred to the Assessment Committee.

Ald. Hebing presented the bill of Joseph Schute, \$51.12. Referred to the Poor Committee.

By Ald. Hebing—Bills of

E. L. Hovey.....	\$ 150 00
Prof. Lattimore.....	50 00
H. H. Langworthy.....	100 00
O. H. Peacock.....	5 40
J. A. Adlington.....	100 00
J. A. Adlington.....	41 85
Alexander Button.....	10 00
Alex W. Miller.....	9 00

Referred to the Law Committee.

Ald. Mandeville presented the petition of taxpayers on Prince street for sprinkling of said street. Referred to the Improvement Committee and Surveyor to bring in ordinance.

By Ald. Mandeville—Bills of

Geo. Ensert, coal for City Hall.....	\$ 475 00
Lineen & Elfer, laying carpet.....	4 40
Roch. Gas Co., gas city buildings.....	67 48
Geo. W. Aldridge, labor and material.....	26 40
D. Earl.....	161 84
M. Huntington, glass.....	6 55
Geo. Weldon, labor and material.....	74 25

Referred to City Property Committee.

Ald. Felsing presented the petition of Mrs. Mary Martin for damages sustained from a fall on Jay street. Referred to the Law Committee.

By Ald. Weaver—Bills of

John Hart, shoes.....	\$ 48 00
Smith, Perkins & Co., groceries.....	70 50
.....	248 33
Bulkeley & Richmond.....	8 00
.....	6 00
L. W. Brandt, printing.....	18 00
B. O'Reilly, burials.....	78 00
Allings & Cory, paper.....	6 51

Referred to Poor Committee.

Ald. Weaver presented the petition of James Skuse for permission to erect wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Kelly presented the petition of Simon Young for permission to erect wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. L. M. Otis presented the petition of tax payers on Thomas street asking for water mains. Referred to Water Works Committee.

By Ald. Hart—Bills of

C. E. Morris, stationary.....	\$150 70
L. M. Mandeville, Disbursements.....	2 75
A. Waldert, tapes for surveyor.....	16 00
A. K. Tower, stationary.....	1 80

Referred to Contingent Expense Committee.

Also bill of—

O. L. Angvine, for salary and interest... \$1,856.00

Referred to the Law Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Hebing from the Law Committee, Ald. Hart from the Contingent Expense Committee, Ald. Weaver from the Poor Committee, Ald. Mandeville from the City Property Committee, Ald. L. M. Otis from the Lamp Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

By Ald. Hebing—

To the Honorable Common Council of the City of Rochester:

Your Law Committee, to whom was referred the matter of inquiring as to the manner of assessing and collecting the expense of cleaning &c. the bed of the Genesee river, upon investigation your Committee find that the same is fully provided for by section 168 of the city charter, sub-division 5 thereof, to which your Committee refer as a part of this, their report. All of which is most respectfully submitted.

HENRY HEBING,
LYMAN M. OTIS.

By Ald. Fee—Resolved, That F. P. Crouch and John Klien have permission to erect wood buildings, according to their several petitions, under the direction of the Fire Marshal and Wood Building Committee. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., July 13, 1880.

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

CONTINGENT FUND.

C. E. Morris, stationary.....	\$150 00
City Messenger, hack hire Williams's funeral.....	30 00
Eliwanger & Barry, floral column.....	40 00
A. K. Tower, stationary.....	1 80
A. Waldert, tapes Surveyor's office.....	16 00
L. M. Mandeville, disbursements.....	2 75

And charge that fund.

POOR DEPARTMENT FUND.

P. W. Taylor, Overseer's disbursements.....	123 61
Schoefeld & Darling, transportation.....	15 34
Geo. L. Baker.....	34 45
Foehner & Maier, burials.....	54 50
John Hart, shoes.....	846 44
J. H. Pool, flour and meal.....	70 50
Gerling Bros.....	8 00
Smith, Perkins & Co., groceries.....	72 70
.....	72 79

And charge that Fund.

LAMP DEPARTMENT FUND.

Citizens' Gas Co., care lamps June.....	\$2,549 62
National.....	595 00
R. E. Gay & Co., care lamps June.....	664 90
Kelly Lamp Works, lamp tops.....	356 00

And charge that fund.

POLICE DEPARTMENT FUND.

Fred'k Zimmer, salary to July 1.....	\$125 00
Jacob Howe, Jr.....	125 00
Rochester Printing Co., printing.....	8 25
B. F. Enos, expenses for June.....	75 41

And charge that Fund.

CITY PROPERTY FUND.

Burke, Fitz Simons, Hone & Co., cambrite for draping.....	\$11 78
F. J. Irwin, supplies.....	5 14
Wm. Connors, labor, &c.....	32 50
Wm. Connors, lumber.....	6 38
Wm. Connors, hardware.....	11 41
C. H. Morse, stencil plates.....	3 00
J. W. McKindley, hardware.....	10 85
Wm. Waldert, rep. flag pole.....	1 50
Wm. Waldert, hardware.....	5 11
Wray & Ellwood, key and locks.....	3 45
I. F. Carter, carpets for Mayor's office.....	359 90
Cooney & Co., coal for City Hall.....	237 50
F. J. Irwin, monthly cleaning.....	62 90

And charge that fund.

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER.

Office, City Hall, July 12, 1880.

To the Common Council:
The annexed accounts have been duly audited, examined and settled by the Executive Board and are by resolution of this Board hereby certified to the Common Council for payment in accordance with section 148 of the City Charter.

Respectfully,

THOS. J. NEVILLE, Clerk.

EXECUTIVE BOARD—FINANCE BUDGET.

Street Department—Highway Fund.

Marks & Young, repairing tools.....	\$ 22 70
S. M. Stewart.....	3 00
E. Lockley.....	9 45
J. Steinhauer.....	36 45

L. W. Brandt, printing.....	\$ 8 50
J. P. Smith.....	7 50
Otto Wellert, breaking stone.....	16 31
P. C. Lauer, stone for macadam.....	28 46
..... macadam stone.....	79 79
J. W. McKindley & Son, hardware and nails.....	13 55
Hollister & Co., oak lumber.....	724 11
W. H. Gorsline, rent of dumping ground.....	125 00
A. H. Waterman, inspecting street sprinkling.....	24 00
Thomas J. Neville, express charges on chain.....	8 85
..... disbursements.....	2 08
	\$1,108 75

Garbage Fund.

Highway fund—Amount paid Bradley & Jef-	
forbs for collecting and removing garbage.....	\$ 281 68
Jacob Rauber, removing garbage on acct.....	125 00
	\$406 68

Water Works Department—Water Works Fund.

J. W. McKindley & Son, hardware.....	\$ 22 73
James Field, packing &c.....	3 20
Howe & Rogers, carpet lining.....	5 00
Express Printing Co., printing.....	36 50
Rochester.....	25 75
John P. Smith.....	3 00
J. Nelson Tubbs, disbursements.....	13 08
Marks & Young, repairing wagons.....	20 74
H. H. Howard, moving water pipe.....	10 00
T. J. Neville, disbursements.....	7 14

Water Pipe Fund.

Drullard & Hayes, estimate pipe and specials.....	\$4,127 88
George L. Tubbs .. group 49.....	480 00
Peter McGraw .. group 51.....	200 00
John Howd .. group 53.....	309 00
George Dowd, inspecting pipe.....	20 00
T. J. Neville, cartages, &c.....	4 95
	\$5,132 78

Fire Department—Fire Department Fund.

Marks & Young, repairing wagons, &c.....	\$21 70
S. M. Stewart, repairing apparatus.....	1 75
George Weldon, oil cloth, &c.....	5 01
J. A. Otto, hay and straw.....	44 86
..... heavy carriage hire.....	3 00
L. Edelman, coal.....	180 00
August Kimmell, coal.....	175 00
Wendell Bayer, washing bills.....	20 40
Rochester Gas Light Co., gas bills.....	15 00
Citizens' Gas Co., gas bills.....	5 40
Way & Elwood, repairs.....	2 15
Preston & Vogt, removing horse.....	1 00
	\$475 27

Local Improvements.

F. Seifried, inspecting work on Hunter street sewer.....	\$ 24 00
J. Siddons, work and material for Exchange street sewer.....	1 95
W. M. Webb, final estimate for Spencer street plank walk.....	97 86
F. C. Lauer, estimate No.4 for Exchange street sewer.....	1,100 00
	\$1,223 81

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Weaver, Kelly, Hart—13.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

IN BOARD OF HEALTH, July 9, 1880.

By Com. Tubbs—Resolved, That in view of the fact that the water in the Genesee river is very low and the bed of the channel between Main street bridge and the Brown's race dam, is in a very filthy and unhealthy condition, the Board of Health respectfully request the Common Council to direct that all rules and ordinances of the Council forbidding the casting or depositing any refuse or other matter into said river be rigidly enforced, and it is further

Resolved, That the Board of Health respectfully urge upon the Common Council the importance of the speedy cleaning of the bed of said river between Main street bridge and Brown's race dam, in accordance with the ordinance now pending.

Adopted.

A true copy from the minutes.

LUCIUS M. MANDEVILLE,

Clerk of the Board of Health.

Ordered received, filed and published.

By the Clerk—

ROCHESTER, July 13, 1880.

To the Honorable the Common Council :

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

AMBROSE C. MC GLACHLIN, City Treasurer.

ALBERT E. HOEFEL, Com. of Deeds.

LUCIUS M. MANDEVILLE, City Clerk.

Ordered received, filed and published.

By the Clerk—

IN EXECUTIVE BOARD,
ROCHESTER, July 1, 1880. }

To the Common Council:

I have the honor to transmit herewith statements showing the expenditures by this Board in the month of June, and the present condition of the several funds in the charge of this Board. Respectfully, your obedient servant,

THOMAS J. NEVILLE,

Clerk of Executive Board.

EXECUTIVE BOARD, CITY OF ROCHESTER, }

Office City Hall, July 1, 1880. }

Monthly Statement showing the expenditures by the Executive Board for all purposes in the month of June, 1880; also the condition of the several funds in the charge of the Executive Board at this date:

Amounts credited to City Treasurer:
Orders passed by Executive Board
for labor..... \$ 5,939 17
Orders passed by Common Council..... \$2,647 60
48,606 77

Funds Debited:

Highway Fund.....	\$7,452 88
Water Works Fund.....	3,884 80
Water Pipe Fund.....	14,752 21
Fire Department Fund.....	5,690 81
Sundry Sprinkling Funds.....	609 50
Exchange street sewer fund (time orders \$1,000).....	1,576 00
North St. Paul street improvement fund (time orders \$8,000).....	12,104 50
Hunter street sewer fund (time orders \$800).....	1,248 00
Upton park flag walk fund (time orders \$588.72).....	888 07
Salary and Expense Fund.....	500 00
	48,606 77

Balance Sheet—Condition of Funds.

Dr. Balances :	
City Treasurer.....	\$136,702 69
Sidewalk Repair Fund.....	2,009 95
Exchange Street Sewer Fund.....	5,441 00
North St. Paul street Improvement Fund.....	12,104 50
Hunter street Sewer Fund.....	1,248 00
Sundry sprinkling funds.....	956 12
	168,462 26

Cr. Balances:

Highway Fund.....	\$42,935 00
Water Works Fund.....	46,991 08
Water Pipe Fund.....	20,560 76
Water Works Fund (special).....	1,515 47
Fire Department Fund.....	35,164 17
Macadam Stone Fund.....	1,333 81
Salary and Expense Fund.....	5,991 97
Garbage Fund.....	4,000 00
	168,462 26

Ordered received, filed and published.

By the Clerk—

REPORT OF THE POLICE CLERK FOR THE MONTH OF JUNE, 1880.

POLICE COMMISSIONERS' OFFICE, }

July 13th, 1880. }

GENTLEMEN:—I respectfully present the following as my report for the month of June, 1880 :

June	Crime.	Penalty.	Paid.
1—John Bamber	assault	5	5
Patrick Claffey	.....	5	5
Robert Lavis	drunk	10	10
James Rigney	.....	10	10
Edward Connors	.....	10	
Joseph Drechle	vio ord	10	5
Peter Kohlman	.....	10	5
Louis Wagner	.....	10	5

Wm Kinsella	drunk	10	
John McGovern	..	5	5
Anthony Blum	..	10	
Edward Hennessy	..	10	
Joseph La Rouché	..	10	
Mattie Strong	..	5	5
James Smith	..	10	
Mich Kelley	..	10	
Elijah Russell	..	5	5
Nicholas McElroy	..	5	
Wm Powell	vio ord	2	2
Alfred Dougherty	..	2	1
M J Giles	..	2	2
2-Andrew McReady	drunk	5	
Kate Doyle	..	10	
Eliza Pettit	..	10	
John Burns	..	10	
3-Thos Kannan	..	10	
John Ryan	..	5	3
Geo Gallagher	..	5	3
John Carlisle	cost	3	
Abraham Holmes	drunk	10	10
4-John McClosky	..	10	10
Chas Mulgoon	vio ord	10	
Anthony Handel	vio. ord.	10	5
Joseph Larson	..	10	5
George Brayer	..	10	5
Joseph Appel	..	10	5
John Beinfeld	drunk	10	5
Joseph Boehm	..	10	2 50
Benj. Boehm	..	10	2 50
5-Timothy O'Neil	..	10	5
Wm. Kutchie	vio. ord.	10	5
Henry Alpeter	drunk	10	
Darius Wyland	..	5	2
7-James Lynch	..	10	5
Sam'l Mmes	..	10	5
Thos. Cu ross	..	10	10
August Myer	..	10	10
Fred. Cabitt	..	10	10
Albert J. Weber	..	10	10
Henry Nunnold	..	5	5
8-Wm. Burns	..	10	
Patrick Kinney	..	5	5
Frank D. Skinner	hotel fraud	Cost	2
Geo. Bluckie	drunk	3	
Joseph Everwine	vio. ord.	5	5
9-Jane Smich	drunk	5	
James Jones	..	5	
James Moore	..	5	
Wm. Burns	..	5	5
James T. Johnson	..	5	2 50
John C. O'Regan	..	5	5
Sophia Kribs	assault	5	
Chas. Carter	vio. ord.	5	
10-Bell Powers	drunk	5	
Elias Gunnell	vio. ord.	5	5
11-Sarah Smith	drunk	5	
John Rickert	..	10	10
Kate O'Connors	..	10	
Mary McLaughlin	..	5	
Moses N Delby	assault	2	2
Chas Link	vio. ord.	5	5
12-James McElroy	drunk	10	
14-Anthony Kely, Jr	drunk	10	5
Nancy J Jackson	..	10	
Geo A Huber	vio. ord.	10	
Edward Reed	drunk	5	5
Annie Bell	..	5	
Geo J Hart	assault	10	10
Reuben Dickinson	vio. ord	10	10
James Cronan	drunk	5	5
Thos Gavin	..	5	5
Mathew Peterson	..	5	5
Thos Robinson	..	5	5
15-John W Case	..	5	5
Frank Bently	..	5	5
Isaac Clusky	..	5	5
Geo Harper	..	10	
Chris Walker	vio. ord.	3	3
16-Wm Bergen	drunk	10	
Magnus Pfeiffer	..	10	10
Rob't Dean	..	10	10
Peter Harman	..	5	
James Shove	..	10	10
John Arzier	..	10	
Conrad Martin	..	5	5
Mary Predmore	assault	10	5
Bridget Brackett	..	10	5
James Flannigan	drunk	5	5
Timothy Blattery	vio. ord.	2	2
Mathew Whalen	assault	cost	2
17-Joseph Donovan	drunk	10	
Thos Garrity	..	10	
Joseph Bigler	..	5	5
Wm Dignan	..	5	5
Wm Arath	assault	cost	1 50
Joseph Arath	vio. ord.	2	1 50
18-Luke Ferguson	drunk	10	
Mary Welch	..	5	5
Ed E Jones	..	10	5
Nicholas Spitz	assault	5	2 50

Geo Miller	..	5	2 50
Fred Btuel	drunk	5	
Amelia Sprague	vio ord	cost	1
Robert Nugent	drunk	5	
Cath Nugent	..	5	5
19-Wm Fowle	..	5	5
Henry H Cram	vio ord	5	5
Fatk Fahy	..	10	2
21-Daniel Clonan	drunk	10	10
Jeremiah Shannon	..	10	5
Rochard Stehle	assault	5	5
Geo Hickman	drunk	10	5
Henry Postle	assault	50	
John O'Brien	drunk	10	5
Ann Lamphter	..	10	3
Lawrence Rourke	..	10	10
Henry East	vio ord	10	2
Chas Carter	drunk	10	10
John Craddock	..	10	10
22-Wm Holden	..	10	
Fatk O'Brien	..	5	5
Cornelius Keeler	..	10	5
Anthony Emer	vio ord	10	2
23-Annie McCarthy	drunk	5	
Wm Kinnelly	..	10	
Chas McLaughlin	..	10	
24-Thos Williams	..	10	
Chas Rodenburg	drunk	5	5
Wm Hamilton	..	5	5
Wm Preston	assault	5	5
25-James Wallace	..	10	10
Henry Gordon	..	15	10
Augustus Weis	drunk	5	
28-Chas Holmes	..	5	5
Wm Howard	..	5	5
Lucien Judd	..	10	
John McGowan	..	5	5
Geo Campbell	..	10	10
Wm Johnson	..	10	
Jas Whitehead	..	10	
John Wahl	vio ord	2	2
29-Rossie Wilford	petit larceny	15	
30-Ed Farley	drunk	10	
Robt Mullen	vio ord	10	5
Mich Burns	..	10	5
John McCosky	assault	cost	2
Chas Webber	..	10	10
Fines by Commissioners.	..		2

State of New York. County of Monroe, City of Rochester

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of June, 1880, for fines, penalties and costs imposed by the Police Justice and Police Commissioners of said city.

B. FRANK ENOS, Police Clerk.
Sworn to before me this 13th day of July, 1880.
GEO. TRUESDALE, Notary Public.

Ordered received, filed and published.
By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF JUNE, 1880.

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 1st, and ending June 30th, 1880, for licenses to sell and dispose of strong and spirituous liquors, albs, wine and beer in quantities less than five gallons at a time, to wit:

Zimbrick, Daniel, cor. Mill and Market sts.	\$ 40 00
Miller, Remi, 1 Atwater st	42 00
Schleber, Dorothea, 91 Front st.	40 00
Benedict, James, cor. State and RR. ave.	41 00
Heilmann, Francis, 109 Hudson st.	49 75
O'Shaughnessy, Thomas, 68 Front st.	49 00
Arden, Frank, 94 Front st.	21 87
Schwab, Goodhard, 144 S. St. Paul st.	41 88
Wick, Henry, 274 Brown st.	42 15
Karle, John J., 58 S. St. Paul st.	40 00
Phillips & Fuller, 1 North ave.	40 00
Hulbert, O. S., 82 1/2 Front st.	40 00
Sretzmeyer, Frederick, 171 Plymouth ave.	43 40
Bornkessel, John C., 100 Socy st.	42 25
Bornkessel, John C., 174 Pinnacle ave	40 00
Zimmerman, George, 5 Colvin st.	20 00
Bussy, George H., 93 East Main st.	40 00
Bussy & Moore, 8 Exchange place.	40 00
Hof, Wilhelm, 490 N. Clinton st.	41 75
Kondolph, Henry, 186 Jay st.	41 00
Bauer, Marcellus, 52 Front st.	43 40
Sauertig, Catherine, 27 Front st.	42 50
Brewer & Newman, 65 North ave.	40 00

Nicholas, Mary, 112 West Main st.....	40 00
McAnarney, Thomas, 142 Brown st.....	40 00
Keenan, John M., 37 Smith st.....	41 90
O'Connor, John, 16 East ave.....	41 00
Groff, Mary, 150 S. St. Paul st.....	41 00
Consler, Joseph, 31 Caledonia av.....	21 75
Loweth, Charles W., 77 Adams st.....	40 00
Witzgamann, Lena, 173 North st.....	22 00
Burgard, John, cor. West av. and Ford st.....	40 00
Mertz, John F., 33 1/2 Gregory st.....	41 25
Terney, Nellie, 14 Monroe av.....	40 65
Kimpa, Charles J., 5 and 7 Mill st.....	40 00
Kebriz, Eda, 9 S. St. Paul st.....	43 60
Stack, Mrs. Mary, 160 State st.....	42 00
Mayloy, Martin, 26 Kent st.....	40 00
Hoichkiss, John, 174 State st.....	40 00
Klem, George, 167 E. Main st.....	41 00
Paine, C. F. & Co., 30 and 22 W. Main st.....	31 85
Miller, Anthony, 4 W. av.....	20 00
Schleifer, John, 92 N. Chatham st.....	41 80
Gardner, Mrs. Thomas, 39 Lyell st.....	20 00
Hall, John, 48 S. St. Paul st.....	21 85
McGee, James, 110 East av.....	33 25
Cranmer, J. C., 39 Jay st.....	40 80
Bayer, Wendell, cor. Front and Market sts.....	50 00
Kraxeatd, Henry, 61 Jay st.....	40 00
Golden, Fanny, 66 Front st.....	40 00
Klein, John, 83 Frances st.....	41 88
Youngs, John C., 54 Troup st.....	40 00
Hunter, George, 1 Lake av.....	40 00
Zuber, John J., 118 Mill st.....	40 00
McCarthy, C. H., 120 State st.....	40 00
Schaeffer, C. J., 107 Lyell st.....	40 50
Andrews, Anthony E., 49 Front st.....	43 00
Fisher, John J., 116 N. Water st.....	40 50
Hener, Hermann, cor. Wilder and Orchard sts.....	40 00
Sayer, Joseph, cor. Allen and State sts.....	40 00
Whele, Caspar, cor. Front and Mumford sts.....	40 00
Enders, J. C., cor. Frost av. and Frances st.....	40 00
Schnarr, Jacob, 1 Baden st.....	20 00
Northorst, Henry, 11 Bay st.....	40 00
Bridgman, George, 12 N. Water st.....	50 00
Swan, E. O., 406 av. and Erie canal.....	40 00
Eismann, Bart, cor. Maple and Madison.....	42 50
Held, Jacob, 67 Mt. Hope av.....	41 50
Schroth, Eva M., 106 St. Joseph st.....	40 00
Derrick & Seavogel, 24 Caledonia av.....	20 00
Watson, Charles, cor. E. Main and Elm.....	54 50
Smith, John, 134 Lake av.....	42 75
Frank, Wigbert, cor. St. Joseph and Sullivan.....	40 75
Kostbahn, Gustav, 69 Mt. Hope av.....	41 10
Upson, Geo. L., 138 West Main st.....	40 00
Cook, George J., 56 Allen st.....	41 35
Garland, J. F., 132 Front st.....	40 00
Lehn, Lawrence, cor. North av. and Caspar st.....	40 00
Minquet, Margaret, 31 Front st.....	24 75
Drees, August, 68 Allen st.....	40 00
Paukner, Wm., 123 Mt. Hope av.....	40 00
Bauerschmidt, Mary A., 34 Front st.....	23 75
Larique, Zebulon, Saratoga av. and Montrose.....	40 00
Cain, Barthol., 34 State st.....	31 68
Busby, Mathew, 42 Lyell st.....	40 00
Miller, Fred'k J., 17 North st.....	21 50
Kraus, Peter, cor. Ames and Orange sts.....	40 00
Baumont, John F., cor. W. Main and Exchange sts.....	30 00
Talty, Julia, 92 Front st.....	43 05
Mathews, Patrick, 39 Lyell st.....	40 00
Auer, John H., 32 Front st.....	40 00
Behrer, Louis, 102 North st.....	40 00
Norville, Henry, cor. Smith and Walnut sts.....	40 00
Eckert, Titus, 235 Clifford st.....	40 00
Brooks, Topelia, 62 Broadway.....	49 00
Ford, George, 131 State st.....	43 25
Erown, Alfred E., 16 Plymouth av.....	40 00
Mauder, Mary K., 33 Oakman st.....	21 50
Kaufman, T. W., 170 W. Main st.....	30 00
May, Gustave, cor. Reynolds and Bartlett sts.....	42 30
Stintz, Wm., 116 South av.....	40 00
Miller, Joseph S., 119 Jay st.....	40 00
Cornmaughton, Peter, 5 Hunter st.....	41 50
Ott, Joseph, 132 S. St. Paul st.....	41 50
Normille, James, 171 State st.....	40 00
Blasi, Jacob, 40 Weeger st.....	40 00
Myer, Fred'k W., 77 North av.....	20 00
Hondorf, Wm., 12 Exchange Place.....	40 00
Muhl, Christian, 50, 32, 34 Lyell st.....	42 00
Plynn, Myron, 127 W. St. Paul st.....	43 00
Clark, John A., 233 State st.....	41 00
Bodish, John, 276 N. Clinton st.....	20 75
Shindler, Philip H., 70 1/2 Hudson st.....	40 00
South, Wm., 65 Front st.....	20 50
Schlaffer, Valentine, 18 Exchange Place.....	22 75
Main, Geo. H., 65 Exchange.....	20 00
Berdel, Henry, 43 West av.....	43 00
Fuchs, Jacobs, 137 North Clinton st.....	30 90
McCormick, Patrick, 135 Mill st.....	45 25
Walter, Anthony, 231 North st.....	21 70
Werden, Sully W., 234 East Main st.....	22 50
Warth, Frank, Hudson cor. Clifford st.....	20 00
Weber, George, 39 North Chatham st.....	41 50
Sterle, Samuel, North st., cor. Stevens.....	41 50

Goedlet, Charles, 119 Lyell st.....	43 50
Heberger, Elizabeth, 214 North Clinton st.....	45 50
May, Adam, cor. Maple and Child st.....	44 63
Kelly Elizabeth, 19 Spring st.....	21 75

Total amount received and deposited with the City Treasurer.....\$4,760 47
 Dated Rochester, N. Y., June 30, 1880.
 STATE OF NEW YORK,
 County of Monroe,)
 City of Rochester,) ss.
 Vincent M. Smith, Conrad Herzberger, and William F. Morrison, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from June 1st to June 30th, 1880, inclusive.

VINCENT M. SMITH,
 CONRAD HERZBERGER,
 WILLIAM F. MORRISON,
 City of Rochester,)
 Justice Com'rs.

Sworn to before me this 6th day of July, 1880.
 E. F. STILLWELL,
 Commissioner of Deeds in and for the city of Rochester, N. Y.

Ordered received, filed and published.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

PIPE SEWER IN SHERIDAN PARK.

By Ald. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer 9 inches in diameter in Sheridan Park, from the sewer in Martin street to a point 539 feet east thereof. Also the necessary surface sewers, lot laterals and manholes.

Adopted.
 The Surveyor submitted as such estimate, \$655.

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

The construction of a pipe sewer 9 inches in diameter in Sheridan Park, from the sewer in Martin street to a point 539 feet east thereof. 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 \$655, 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 Sheridan Park, from Martin street to a point 539 feet east thereof.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172, of the Revised Charter of 1880, of the City of Rochester, that all persons interested in the subject matter or said improvement, are required to attend the Common Council, on Tuesday evening, July the 27th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

ADOPTED.

PIPE SEWER IN ONTARIO STREET.

By Ald. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer 12 inches in diameter in Ontario street, from the sewer in Finney street to a point 616 feet east thereof; also, the necessary surface sewers, lot laterals and manholes.

Adopted.
 The Surveyor submitted as such estimate, \$1,033.

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

The construction of a pipe sewer 12 inches in diameter in Ontario street, from the sewer in Finney street to a point 616 feet east thereof; 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 \$1,033, 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 Ontario street, from Finney street to a point 616 feet east thereof.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172, of the Revised Charter of 1880, 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, July the 27th, 1880, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

ADOPTED.

FINAL ORDINANCES.

The final ordinance for pipe sewer in Kirk

street came up and on motion of Ald. Hebing was indefinitely postponed.

The final ordinance for plank walk on Ames street came up. Ald. Kelly moved to amend, that it be a two plank walk from West Maple street to West avenue, and all persons build their own walks who wish to. Adopted.

The final ordinance for the improvement of St. Joseph street came up, and on motion of Ald. Hebing was postponed two weeks.

The final ordinance for cleaning the bed of the Genesee river came up. After hearing allegations Ald. FitzSimons moved to strike out one tier of lots on each side of Brown's race in the territory to be assessed.

Ald. L. M. Otis moved as a substitute for the whole that the Executive Board be directed to clean the bed of the Genesee river, and charge the expense to Contingent Fund.

Lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Mandeville—6.

Nays—Ald. Hebing, Chambers, Walbridge, Felsing, Wickens, Weaver Kelly, Hart—8.

By Ald. FitzSimons—

Resolved, That the Executive Board be directed to remove all rubbish and debris from the bed of the river and they are hereby authorized to direct the City Attorney to prosecute under this ordinance for the expense thereof and to remove all stone, mortar, &c. collected in building the piers of Main street bridge and the Front street building to be cleaned out and charged to Contingent Expense.

Ald. Chambers moved to indefinitely postpone. Lost by the following vote.

Ayes—Ald. Hebing, Chambers, Walbridge, Felsing—5.

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Mandeville, Wickens, Weaver, Hart—9.

Ald. Hart moved to lie on the table until the next regular meeting. Lost by the following vote:

Ayes—Ald. Hebing, Chambers, Felsing—3.

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Walbridge, Mandeville, Wickens, Weaver, Kelly, Hart—11.

Ald. FitzSimons' resolution was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Mandeville, Wickens, Weaver, Hart—8.

Nays—Ald. Fee, Hebing, Chambers, Walbridge, Felsing, Kelly—6.

The resolution, as a substitute for the ordinance, was adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Mandeville, Wickens, Weaver, Kelly, Hart—9.

Nays—Ald. Fee, Hebing, Chambers, Walbridge, Felsing—5.

The final ordinance for extending Lake avenue outlet sewer came up. After hearing allegations, Ald. Walbridge moved to postpone two weeks.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Mandeville, Wickens, Weaver, Kelly—11

Nays—Ald. Chambers, Hart—2.

Ald. FitzSimons moved that the ordinance for extending Lake avenue outlet sewer be referred to the Assessment Committee to report at the next meeting. Adopted.

The final ordinance for opening a street from State street to Fitzhugh street came up.

Ald. Tracy moved that the ordinance be indefinitely postponed. Adopted.

The final ordinance for opening a street from State street to Elizabeth street came up.

Ald. L. M. Otis moved to indefinitely postpone.

Ald. Tracy moved to amend the ordinance so as to take 36 feet from the north portion of S. D. Walbridge's property and 24 feet from the Churchill property, thence westerly to Fitzhugh street, and thence to Elizabeth street according to the previous ordinance, and the estimated expense be \$145,000. Adopted.

UNFINISHED BUSINESS.

The resolution of the Assessment Committee in relation to the assessments of Hrs. Ira Haskins, James R. Hair and Florence P. Hair came up.

Ald. L. M. Otis moved to indefinitely postpone.

Lost by the following vote:

Ayes—Ald. L. M. Otis, Hebing, Chambers—3.

Nays—Ald. FitzSimons, Westbury, Fee, Walbridge, Mandeville Felsing, Wickens, Weaver, Kelly, Hart—10.

Ald. Hart moved to postpone until the next regular meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. L. M. Otis moved to proceed to ballot for Commissioner of Deeds and that the Clerk cast the ballot.

John G. Wilson having received the requisite number of votes, was declared duly elected.

MISCELLANEOUS BUSINESS.

Ald. Hart moved that the communication from the Klem estate presented last year be referred to the Assessment Committee to report on at the next regular meeting. Adopted.

Ald. Weaver moved that the Flour City, City and Traders' National Banks, be designated as the banks to receive the deposits of the city's money for the coming year.—Adopted.

Ald. FitzSimons moved to reconsider Ald. Weaver's motion.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Westbury, Walbridge, Mandeville, Felsing, Wickens, Weaver, Kelly—8.

Nays—Ald. L. M. Otis, Fee, Hebing, Chambers, Hart—5.

Ald. Weaver moved that further action be postponed until the next regular meeting, and that the Finance Committee advertise for proposals. Adopted.

By Ald. Felsing—Resolved, That the City Treasurer be directed to receive from E. A. Frost, all taxes and assessments, with 7 per cent. interest, on all lots named in his petition, viz:

Assessed to E. A. & H. C. Frost, General City Tax for 1877, 8th ward, Frost's Sub-division of Sec. B., Greig Tract:

Tots No.	1, 2, 3, east side Seward st.
..	4, 5, 6, 7, 8, 9, s.s. Frost av.
..	10 & w pt 11
..	e pt 13 & w pt 14
..	17 & 14
..	19 & 20
..	22, 23 & 24
..	27, w s Plymouth av.
..	29, 30, 31 & 32, n s Bartlett.

General City Tax for 1878 8th ward:

Lots No. 1, 2, 3, east side Seward st.
 4, 5, 6, 7, 8, 9, s s Frost av.
 .. 10 & w pt 11 ..
 .. e pt 13 & w pt 14 ..
 .. 17 & 18 ..
 .. 19 & 20 ..
 .. 22, 23 & 24 ..
 .. 27, w s Plymouth av. ..
 .. 29, 30, 31 & 32, n s Bartlett.
 General City Tax for 1879, 8th ward:
 Lots No. 1, 2, 3, e s Seward.
 4, 5, 6, 7, 8, 9, so s Frost av.
 .. 10 & w pt 11 ..
 .. e pt 13 & w pt 14 ..
 .. 17 & 18 ..
 .. 19 & 20 ..
 .. 22, 23 & 24 ..
 .. 27, w s Plymouth av. ..
 .. 29, 30, 31, 32, n s Bartlett
 Assessed to E. A. & H. C. Frost, General City Tax, Section B, Greig Tract, for 1874, 8th ward:
 Lots No. 12 & 13, e s Seward st.
 .. 14, 15, 16, 17, 18, 19, 20, so s Champlain, e s Seward.
 .. 21, 22, 23, 24, 25, 26, 27, 33, 34, 35, & 36, n s Frost av.
 .. 72, e s Olean st.
 General City Tax, Section B, Greig Tract, for 1877, 8th ward:
 Lot No. 72 e side Olean
 General City Tax, Sec. B, Greig Tract, for 1878, 8th ward:
 Lots No. 12, 13, 14, 15, 16, 17, so s Champlain
 .. 18, 19, 20, 21, 22, e s Seward
 .. 23, 24, 25, 26, 27, n s Frost av.
 .. 28, 29, 30, 31, 32, 33, 34, 35 & 36, n s Frost av.
 .. 72, e side Olean.
 General City Tax, Section B, Greig Tract, 8th ward, for 1879:
 Lots Nos. 12, 13, 14, 15, 16, 17, n s Frost av.
 .. 18, 19, 20, 21, 22, 23, e s Seward st.
 .. 24, 25, 26, 27, s s Champlain st.
 .. 28, 29, 30, 31, 32, 33, 34, 35, n s Frost av.
 .. 72, e s Olean st.
 Assessed to E. A. Frost—General City Tax, 15th ward:
 Lots 80 and 1 to 60 inclusive—1878.
 .. 80 1 to 60 1879.
 General City Tax in 3d ward—assessed to Mary T. Frost:
 S pt lot 8, Cleveland's sub'n, cor. Plymouth and Caledonia aves—1877, 1878, 1879.
 General City Tax—Edward Rossneys:
 Lot No. 21, Frost's sub'n (21) s s Frost ave—1879.
 E. A. and H. C. Frost, assessments, 5th ward, Frost avenue sewer, No 1,783:
 Lots Nos. 1, 2, 3, e s Seward st.
 .. 4, s s Frost av.
 .. 23, 24, e s Frost av.
 .. 27, w s Plymouth av.
 .. 12, 13, 24, 25, e s Seward st.
 .. 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, s s Champlain st.
 .. 36, n s Frost av, w s Olean st.
 .. 72, e s Olean st.
 .. 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, n s Frost ave.
 E. A. and H. C. Frost—Frost avenue sewer, No. 1,926, 8th ward:
 Lots Nos. 1, 4, 5, 6, 7, 8, 9, 10 and w pt 11, s s Frost av.
 .. e pt 13 and w pt 14, s s Frost av.
 .. 17, 18, 19, 20,
 .. 22 and 23,
 .. 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, n s Frost av.
 E. A. and H. C. Frost—Seward street improvement, No. 1,573, 8th ward:
 Lots Nos. 24, 25, 27, 33 (old map) e s Seward st.
 Interest from May 19, 1873.
 Plank walk on Caledonia av, 3d ward, assessed to Mary T. Frost, int. from June 20, 1873. No. 1,729.
 S pt lot 8, P. Cleveland sub'n.
 Frost avenue sewer, No. 1,926—assessed to Edward Rossney:
 Lot 21, s s Frost av.
 And cancel the balance.
 Lost by the following vote:
 Ayes—Ald. Westbury, Fee, Hebing, Chambers, Felsinger, Kelly—6.
 Nays—Ald. FitzSimons, L. M. Otis, Walbridge, Mandeville, Wickens, Weaver, Hart—7.

By Ald. L. M. Otis—Resolved, That the City Treasurer be directed to receive from E. A. Frost all taxes, with 7 per cent. annual rests, on all lots named above in his petition, and cancel the balance.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Weaver, Kelly, Hart—13.

By Ald. Felsinger—Resolved, That the Executive Board be authorized to extend the water pipes on Maple street from the corner of York to the west corner of Child street, when there are funds applicable. Referred to Water Works Committee.

By Ald. Hebing—

Whereas, There has been made an extended examination in the accounts of the late Treasurer, and certain reports thereof which have been published endeavor to show certain deficiencies to exist; and

Whereas, It is due the bondsmen and family of the late Treasurer, as well as the taxpayers of the city of Rochester, that the true facts should be known; therefore,

Resolved, That a committee of seven be appointed consisting of the members of the finance committee and four members of this Board (to be appointed by the President); this committee to have full power to send for books and papers, to take testimony, and send for witnesses, all without any expense to the city, and report the facts to this Board.

Resolved, That the City Attorney be and he is hereby required to attend the meetings of this committee, to conduct the examination of witnesses when requested by the committee.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Chambers, Felsinger, Kelly, Hart—9.

Nays—Ald. Fitz Simons, Walbridge, Mandeville, Wickens, Weaver—5.

By Ald. L. M. Otis—Resolved, That the Citizens Gas Company be and they are hereby authorized to rearrange their lamp-posts on the east side of North avenue and along the Bay railroad, the expense thereof to be paid by said railroad company and to be done under the direction of the Lamp committee.

Ald. Hart moved to postpone until the next regular meeting. Adopted.

By Ald. Westbury—Resolved, That the Executive Board be and are hereby instructed not to let any contract for the sprinkling of Troup street, from Exchange street to Caledonia avenue, until they are requested to do so by the Common Council. Adopted.

The President appointed the following committee as per resolution of Ald. Hebing.

Ald. Fee, Ira L. Otis, Kelly, Walbridge.

Ald. Fee moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
 City Clerk.

In Common Council, June 27th, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Absent—Ald. Chambers, Felsinger—2.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. L. M. Otis—Bills of

Wm. Connors, rep. lamps.....	\$	32 50
R. R. Gay, care lamps, July.....	656	74
Roch. Gas Co.	2,038	06
Citizens' Gas Co.	2,577	61
Kelly Lamp Works, lamp tops.....	178	00
Goodale & Stiles, lamp burners.....	22	68
Howe & Snyder, material.....	38	14

Referred to Lamp Committee.

By Ald. L. M. Otis—Bills of

John Bower, services in Treasurer's office....	\$	720 00
S. B. Williams	714	00

Referred to Finance Committee.

Ald. Fee presented the petition of Jane White for damages alleged to have been sustained by a fall on Ward street. Referred to the Law Committee.

Ald. Hebing presented the petition of Rosa Frick for damages on North avenue said to be caused from an overflow of North avenue outlet sewer. Referred to the Law Committee.

Ald. Hebing presented the petition of Frank Schwikert and others asking the Common Council to rescind all ordinances in relation to licensing billiard rooms and bowling alleys.

Referred to the Committee on Ordinances and Rules.

By Ald. Walbridge—Bills of

F. A. Schaffer, repairs to lawn mowers.....	\$9	25
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Ald. Walbridge presented the petition of E. B. Chace for permission to erect wood building. Referred to the Wood Building Committee.

Ald. Walbridge presented the petition of the tax payers on North Kent street and Lorimer street for water mains. Referred to the Water Works Committee.

By Ald. Mandeville—Bills of

I. F. Carter, carpet. &c.....	\$	191 74
O. L. Angevine, oilometer.....	12	50
J. E. Hayden & Co., rep. chairs, Mayor's office	9	50
Geo. Elbs, ice.....	13	50
Howe & Snyder, labor and material.....	34	60
Smith, Perkins & Co., pairs and tub.....	1	92

Referred to City Property Committee.

Ald. Mandeville presented the petition of James Palmer for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Mandeville presented the petition of Jonathan C. Taylor for remission of interest on taxes.

By Ald. Mandeville—Resolved, That the City Treasurer be directed to receive from Jonathan C. Taylor all taxes and assessments with seven per cent. interest on all lots named in his petition. Adopted.

Ald. Edelman presented the petitions of Michael Hendel and Joseph G. Bauer for permission to erect wood buildings, and moved that the prayer of the petitioners be granted. Adopted.

Ald. Edelman presented the petitions of Michael Klehamer and Frank Bartle for damages alleged to have been sustained by the overflow of the North avenue outlet sewer. Referred to the Law Committee.

Ald. Weaver presented the petition of Rosanna McMannis for damages, alleged to have been sustained by a fall on the corner of Syracuse and Philander streets. Referred to the Law Committee.

By Ald. Weaver—Bills of

H. McLean, rent.....	\$	7 50
Hiram Sibley	4	00
S. Wheeler.	6	00
A. G. Schreck, groceries.....	8	00

Smith, Perkins & Co., groceries.....	86	75
I. M. Chase, flour.....	189	31
.. ..	64	20
.. ..	70	14
.. ..	137	50
Geo. L. Baker, transportation.....	71	92
J. A. Ranney, water cooler rep.....	5	00
Meyers & Bentley, paper.....	57	58
Peter Lienen, cleaning carpet.....	2	10
W. & J. M. Aikenhead, soap.....	58	00
Philip Weider, beans.....	7	00
E. R. Andrews, printing blanks.....	25	50

Referred to Poor Committee.

Ald. Weaver presented the petition of John Van Male for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Kelly presented the petition of taxpayers on Wackerman street for plank side walk. Referred to the Improvement Committee.

Ald. Hart presented the petition of John Strieb for damages alleged to have been sustained by the overflow of the North avenue outlet sewer. Referred to the Law Committee.

Ald. Hart presented the petition of residents in the vicinity of the slaughter house on Pinacle avenue, asking that the nuisance be abated. Referred to the Board of Health.

Ald. Hart presented the petition of taxpayers on Goodman street for improving said street from East avenue to East Main street. Referred to the Improvement Committee.

Ald. Hart presented the petition of John Brider. Referred to the Assessment Committee.

Ald. Fitz Simons presented the petition of Caroline L. Ely. Referred to the Assessment Committee.

By Ald. FitzSimons—Bill of

W. C. Baine, services in Treasurer's office.....	\$940	00
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Referred to the Finance Committee.

By Ald. FitzSimons—

To the Finance Committee of the Common Council:

GENTLEMEN—The undersigned, having accepted your invitation to "examine the books in the office of the City Treasurer, under authority given by resolution of the Common Council, and having accepted the duty assigned them, respectfully report the result of such examination."

It may be proper to premise, for public information at least, that Mr. Baine, nominally associated with us, commenced his examination of the books with the fiscal year 1875-6, in another apartment of the City Hall building, and is confining his work to that year. Access to the same set of books, vouchers, &c., was thus rendered unnecessary. In due time, we presume, he will report separately the result of his labors.

This report covers an investigation of the fiscal years 1876-7, 1878-9 and 1879-80, up to date hereof. The reason why 1877-8 has been omitted at this time is, that one of the undersigned, in connection with Messrs. George C. Buell and J. Moreau Smith, made a careful examination of the Treasurer's books of that year, as a reference to their report will indicate, and it was deemed unnecessary to waste time in arriving at conclusions which, it is believed, would simply result in reaffirming the favorable opinion then expressed.

Commencing with the Treasurer's report for the fiscal year terminating March, 1877, the debit and credit balances of the general ledger

were all examined to see if they corresponded with the amounts as stated in the trial balance, as reported to the Council, and authoritatively published; also, that all balances brought forward from the previous year's accounts were correctly transcribed and in agreement with the published, and manuscript, reports. The same examination was made as to the correctness of balances at the termination and commencement of every subsequent year.

Having thus established reliable data as starting points, year by year, every account in the general and assessment ledgers has been carefully scrutinized and examined in detail. Nothing has been taken for granted or assumed to be correct, on the ground of strong probabilities, even. All extensions have been refigured and all columns refooted, and found to be correct. Vouchers for every dollar of disbursements have been examined and checked off on the abstracts; the latter, by the way, it may be explained, being transcripts of all debit items in the journal and ledger; and, it may be added, is an admirable method for the saving of time in making original entries and very greatly decreases the labor in the examination of the accounts. Such debits as have no corresponding voucher, were found to be fully authorized by resolutions of the Common Council, or made necessary, as mere matters of bookkeeping, in the performance of the ordinary duties of the office. The aggregate amount of such debits, however, is comparatively, very small. As the

BOND ACCOUNT OF THE CITY

and its management have special interest to tax payers, it may be well to specifically refer to it. The vouchers examined, before referred to, included the counting and the examination, as to the proper cancellation, of every coupon paid during the period covered by this report; also, the proper accounting of interest paid on registered bonds, and that all transfers of bonds had been correctly made and recorded. Of the amount of bonds now outstanding (\$5,440,686.13) the Union Trust Co. of New York pay the interest on \$5,012,000. Their accounts current, furnished semi-annually, were carefully examined and found to agree with the Treasurer's abstracts.

It was also ascertained that all the coupons paid, and all interest on registered bonds, were properly entered in the Bond Registers. These books have heretofore been highly commended as a very valuable record, and deservedly so, as they contain a complete and systematized schedule of every class of the bonds of the city, registered and coupon. The date of every coupon paid is recorded; and if any are outstanding, and should remain so for years, the record is evidence of the fact. Without going further into details, it may be briefly stated that the Bond Registers are a complete check upon the possible payment of fraudulent or counterfeit issues of any class of bonds or coupons, and are, at the same time, as perfect a safeguard against loss to the holders of genuine bonds as can be devised.

AN UNFOUNDED SUSPICION.

A suggestion having been made that possibly duplicate counterfeit or fraudulent orders might be presented at the Treasurer's office and paid, considerable time was spent in ascertaining whether any circumstance of this nature had occurred, although without having any faith

in the surmise, as the genuineness of the drafts made on the Treasurer are on the whole, more easily recognized than many checks presented at bankers' counter. In order to test the matter, however, application was made to the Superintendent of Public Schools, Mr. Mabbit, for the use of all their check-books used for the drawing of orders from the commencement of the present fiscal year, so as to ascertain by comparison of the "stubs" with the Treasurer's vouchers for payment whether there was the slightest ground for the suspicion referred to. It is proper to mention that our request for the books was cheerfully complied with, and we have to report that every voucher paid by the treasurer corresponded in date, amount and numbering with said stubs. Besides, the checks drawn by the Board of Education contain two signatures—those of the superintendent and the president of the Board, and the "stubs" also contain a printed receipt which is required to be signed by the person or party in whose favor the check has been drawn.

There is, therefore, but little danger of any loss arising from this source in any department of the city government, although a better and more satisfactory plan, in some particulars, might be devised and without increasing the labor of the Treasurer's office whereby all the original bills, for any and all demands against the city, might be retained in charge of the Treasurer.

RECEIPTS FOR GENERAL TAXES.

Having in the preceding pages treated of the matter of disbursements, it is now properly in order to consider or review the question of receipts. Can every dollar of receipts, arising from any and all sources, be accounted for by their legitimate use or safe custody? The answer, briefly, is affirmative. The following tabulated statement, condensed from the daily record of receipts as detailed in the general ledger for 1878-9, is as conclusive proof as can be given that the whole amount of the levy has been collected or is otherwise accounted for:

Tax levy by wards for 1878-9.....	\$855,546 12
Water rents added to same for collection..	8,065 92
Repairing walks, do.....	1,886 96
	<hr/>
	\$864,998 99

Per Contra.

Cash receipts at office and by warrant collections.....	\$812,998 41
Cancellations, authorized by the Common Council or made necessary by uncollectable "personals".....	1,887 61
Amount of tax sales.....	50,112 97
	<hr/>
	\$864,998 99

The receipts for the tax levy of the current fiscal year have been kept in the same careful manner and the accounts have been sufficiently completed to indicate entire accuracy. No doubt the statement, when tabulated by the additional data required, will be found as accurate and satisfactory as the above.

LOCAL TAXES.

A common erroneous idea seems to prevail, in some minds, that the chief danger of unlawful depletion of the treasury arises from this source; and it must be confessed that, years ago, this fund was the most liable to abuse, on account of the imperfect methods of keeping the accounts then in vogue, and the equally imperfect law governing the collection of local

taxes. By reference to an act, passed May 3d, 1877, amending the city charter in this regard, it will be seen that these taxes may now be collected with the same certainty as the general taxes. It may be summarized as follows: The ordinance, we will suppose, is passed by the Common Council for an improvement, at a cost as estimated by the City Engineer. It is then, after due certification by the City Clerk, officially placed in charge of the Executive Board for execution. When the work is fully completed, and every dollar of expense ascertained, the statement, in due form, is presented to the City Treasurer. To this statement of cost, the Treasurer adds whatever interest may be chargeable on the whole amount of cost to the date when final payment of the installments are due. This verified statement is then sent to the Council for confirmation; if confirmed, it goes to the Assessors with instructions to assess the taxes on the property benefited according to its valuation. This roll is then placed in the Treasurer's office for collection. After the expiration of the time for final payment has passed, and the ordinary methods of collection have been exhausted, a transcript of delinquents and delinquencies is then made out and transmitted to the Assessors, who add the delinquent sums to the General taxes on the property to which it is chargeable. In this manner it becomes merged into a single claim, and if not paid, is, of course, finally sold for the arrearages. As to payments, under any particular contract for local improvements, it must be borne in mind that they are made by warrants or orders on the Treasurer from another Board—the Executive Board—in manner as prescribed in the ordinance, and these cover the exact cost only; that fact, as previously stated, having been determined before the rolls are placed in the Treasurer's office for collection. If, then, the Treasurer produces vouchers for all such payments or obligations the evidence may be considered as complete that the trust, in this particular, has been faithfully executed.

A word of explanation may now be made in regard to the matter of interest, and its proper disposition and entry. As already stated, the interest for the whole cost of the improvement is added in the original levy. If paid when the first installment is due, say on a so-called three years' time-roll, the payment will be entitled to two years' discount; the second payment to one year's discount; the last installment is payable in full.

The difference between discounts allowed and interest charged is then figured on the whole role, and the amount so determined is credited to the interest account, as an offset against all sums which have been charged for advances by the city for the completion of the work.

By the above recital it will be readily seen that every taxroll embraces a definite sum to be collected or otherwise accounted for. From first to last the Treasurer deals with data as verifiable as the multiplication table, and any attempt at fraud or any errors could be traced and determined with the same exactitude in respect to local taxes, as has been already shown, now prevails in the methods employed to insure accuracy and integrity in regard to the collection of the general taxes. In both these departments, as in others, there

have been marked advances made over the methods of former years for insuring accuracy of accounts and safeguards against loss. And it need scarcely be added, that the danger of misappropriation of funds or delinquencies in their management decrease in the ratio of the exactitude with which accounts are kept.

OTHER RECEIPTS

which require the custody and care of the Treasurer, may now be briefly mentioned. The Mt. Hope Cemetery Fund, of which he is ex-officio the treasurer of the Commissioners was found to agree with the balance called for. A certified statement from the cashier of the Mechanic's Savings Bank, of the amount standing to the credit of this fund, at the date the accounts were balanced, was obtained as proof of this fact. Vouchers were produced for all disbursements, and in every particular the accounts were found accurate—proved to be so by a trial balance.

As the accounts with the Executive Board and the Fire and Water Board have grown into some magnitude, and the receipts are required to be deposited daily with the Treasurer, it was deemed desirable to examine the debits on the books of the former Boards with the credits standing on the Treasurer's books. Application was accordingly made for statements of accounts and the loan of the necessary books from the Boards referred to, for the purpose of a thorough examination. Our application was readily complied with and a careful comparison of accounts was made in reference to all cash entries, from the date the Executive Board was first organized to the present time. The result was entirely satisfactory, as there was perfect agreement between the several accounts.

The other sources of receipts were carefully examined and found correctly entered. A bare mention of these must suffice in this report: Excise licences, police fines, rents from city property, Genesee Valley Railroad stock, rent from arsenal, mortgages, sundries from Board of Education, &c. In fact, as before intimated, every account on both sides of the ledger's has been thoroughly reviewed in detail.

And finally, in order to apply our own test as to the accuracy of the accounts, we requested the Treasurer to complete the posting of the books into the general ledger up to a given date (the 10th inst.), but to leave the columns unfooted. These were footed by us, and we then proceeded to draw them off into the form of a trial balance. The debit and credit columns of this sheet were found to balance to a cent.

As regards the cash balance called for by the ledger, we may remark we ascertained that every dollar was on hand or on deposit. The cash in the office was all counted, and the amounts in the banks to the credit of the Treasurer were all certified to by the several cashiers.

FINAL SUGGESTIONS.

Having thus rapidly outlined the course adopted in this examination in order to arrive at just conclusions, we might properly leave the matter at this point. Before doing so, however, two suggestions obtrude themselves, which it may be well to briefly mention.

In another part of this report it is intimated that the original bills against the city might

be, and we think should be, all filed in the Treasurer's office, and held by him as vouchers. After all bills had been properly audited by the different committees, or other authorized auditing bodies, in all departments of the city government, nothing would be easier than to attach to such bills the orders on the Treasurer, as now legally drawn and accepted.

The advantage of this plan would be that we should then have one central office as the depository of all the original claims or vouchers; so that, any citizen requiring information on these matters would be sure to find it in the Treasurer's office, and not, as now, have to traverse different sections of the city in a, very often, fruitless attempt to gain information which should be easily accessible to all citizens. The charter grants the right to any citizen to examine the Treasurer's books, &c., within any reasonable hours; and there should be furnished him, also, easy access to original bills or vouchers. This matter is merely touched upon, suggestively; the argument in favor of the change might be easily elaborated by presenting other considerations, but we pass them without further remark.

The other suggestion which we venture to make is, to simply repeat the recommendation made by an examining committee of the treasurer's books two years ago, viz.: the advisability of the making of all reports from the Common Council committees concurrently with that of the city treasurer. By this means attempts would be made to insure agreement, and it would serve as a check against the frequent erroneous statements presented in reports.

It could be easily shown that, taking a series of years together, there are discrepancies in some statements of cost of departments which are many thousand dollars out of the way; and all one way, for they are uniformly less than the treasurer's books show. This difference does not arise so much from a deliberate attempt to misstate facts as from an anxiety to make a good showing before the public, and hence this, that and the other is claimed as a proper deduction of cost, which claim is not warranted by the facts.

What is required is, accurate statistical information in regard to the cost of departments, and this can scarcely now be had from any source other than the treasurer's books.

This report must now be brought to a close. It might have been longer or more elaborate; it could scarcely be shorter without doing the subject injustice.

Respectfully submitted.

JOHN BOWER,
S. B. WILLIAMS.

Rochester, N. Y., Feb. 23, 1880.

Ordered received, filed and published.

By Ald. Fitz Simons—

To the Finance Committee of the Common Council:

GENTLEMEN:—Over three months ago the undersigned reported to the finance committee, somewhat in detail, the work performed by them up to that period and the conclusions arrived at so that it is now deemed unnecessary to recapitulate any of the matters then stated or discussed. It will be remembered by two of your number, members of the last finance committee, that when we accepted the position proffered us, that at an interview had with the committee, we received instructions as to any

particular line of investigation desired, if any such had been mapped out or devised. Finding, as the result of that interview, that we were to be left free to pursue our own course, we proceeded to examine the Treasurer's books and accounts in manner and detail for certain specified years, as set forth in the report above referred to.

Of course, in an investigation of this kind, we had to discriminate as to methods and objects. In regard to the former, we deemed it proper to arrive at the required facts as directly as possible, without waste of time. Thus we availed ourselves of all the arranged data in the office and avoided the mere making of transcripts of matters which could not be made plainer by simply copying them. Where a different course was necessary to obtain the main object in view, it was steadily pursued without regard to labor or time.

It will be readily understood, by any one at all familiar with the examination of accounts, such as enter into the business of a public office, the Treasurer's office, for example, that an almost indefinite amount of time may be spent on matters of minor or subsidiary importance, by merely examining details or minutiae which can be proved to be substantially accurate by other and more direct methods.

We have above alluded to the fact that in this investigation we were left free to pursue our own course, hence the question of the absolute accuracy of the interest account on Local Assessments and General Taxes was left to be hereafter determined, or, if at all by us, under specific instructions to that end. The interest account of the bonded indebtedness of the city was, however, very thoroughly examined, as stated in our previous report. Nor was the other interest accounts slurred over or ignored; on the contrary, it received considerable attention, enough to show that during the past five years the contingent fund has been credited, for interest and fees, with \$112,564.44. Indeed, it may be added, in reference to this particular subject, that we were frankly told by the Treasurer, as it has been told to your committee and others, that in the matter of interest on local assessments and general taxes some discretionary judgment had been exercised, in regard to the remission of fees and interest in certain cases. In respect to this departure from exact methods—a rigid rule to collect the last cent of interest and fees under all and every circumstance—it is claimed by the Treasurer, that he had satisfactory, or at least, plausible, warrant for his action by previous custom of the office, as well as authority from finance committees to use his judgment in certain cases. The Finance committee of the past year, however, having suggested a discontinuance of the practice, it has been abandoned accordingly. This much we deem it necessary to say as preliminary to what follows on the principal subject of our second report, viz.: that of

TAX DELINQUENCIES AND DELINQUENTS, which we were requested to thoroughly examine; and in pursuance thereof we need hardly say that by far the greater amount of time and labor in this investigation by us, has been bestowed on the examination of the Registers of tax sales, in order to determine the exact status of this important city interest, and place the

matter in such shape that we may know: First, how much is due the city from this source; and, secondly, determine the present owners of lands purchased by the city for unpaid taxes and assessments, in order that some efficient methods may be inaugurated and prosecuted for their collection. Of the importance of this work, there can be no question, as we think will subsequently appear, if not already apparent.

In regard to the first proposition, it may be stated that for many years the Ledger account, Lands Sold for Taxes, has been known or suspected to be entirely unreliable as to the amount debited thereto. At least this has been the case ever since 1872, and for reasons which we will narrate, in order to present a clear understanding of the subject in its several bearings. In the early part of the fiscal year, 1872, the proper authority was given for the issue of bonds to the amount of \$50,000, called Deficiency Loan. This amount was debited to a new ledger account under the heading—

“DEFICIENCY LOAN—UNPAID TAXES.”

\$35,000 of this amount was credited to “Lands Sold” account, and \$15,000 to “Assessments for Local Improvements.” This method of financing, it is presumed, was an easy way of disposing of the unpaid taxes, general and local. At any rate, whatever the motive, it served the purpose of procrastinating payments or any effort for their collection.

At the date when these \$50,000 bonds were issued for the purpose indicated, nearly all the tax sales were recorded in Register B, a compact folio of over five hundred pages. The first sale recorded therein bears date June 3, 1851, and the last May 29, 1869. But what amount of unpaid taxes it contained was not then known; and no attempt has ever been made from that time until the present year to determine; nor is it to be wondered at, perhaps, as it was a work involving considerable time and labor to accomplish. However, it became necessary at that time to fix upon some amount as a probable tax indebtedness recorded in Ledger B, and \$35,000 was the sum guessed at, and credited accordingly, as before stated, to lands sold account, with the understanding that from that date all credits for payments of taxes recorded in Register B, principal and interest, should be posted to Deficiency Loan, and not as heretofore, to Land Sold and Interest on Assessment account. Eventually, of course, a large proportion of the Deficiency Loan bonds will have to be provided for by taxation.

Virtually then, at the time referred to, all the unpaid taxes in Register B, were eliminated from Lands Sold account; and from that time forward the latter, as shown in the Ledger and the Treasurer's yearly reports, only exhibits a partial statement; it is less by whatever remains unpaid in Register B, and the discrepancy which existed at the time of the division of the accounts, which as before stated, was simply assumed to be \$35,000. This difference, as now ascertained, amounts to \$4,091.72, being the sum in excess of the actual amount in Register B, when the new account referred to was opened. Lands Sold Ledger account, therefore, should be debited with this amount to agree with the demonstrated facts.

It may be well to state here that all the transcripts from the registers and other data proving the correctness of the above may be found in our records in the Treasurer's office; also two tabulated statements, (in Record B) the one dealing with data from 1851 to April 3d, 1871, when Gen. Williams assumed the Treasuryship; the other with data from that period to the present time. Both together demonstrate the discrepancy named; but space will not allow of their being copied in this report.

Thus far we have spoken only of Register B. It is now necessary to state that this was followed by Register C, which contains a record of lands sold for taxes from March 3, 1870, to March 27, 1879. In other words, these two books contain a record of all tax sales from 1851 to 1879, both years inclusive. One other sale only, that of March, 1880, completes the list, and this is recorded in a new Register—D.

The first question propounded for solution may now be answered, viz.: How much is

DUE THE CITY FOR UNPAID TAXES.

The following schedule will show how the several accounts stood May 3, 1880, by which it will be seen that the amount was upwards of \$400,000.

Lands sold for taxes	81,135 08
To be debited to this account (as above explained)	4,101 72
Sales recorded in Register B.....	17,911 85
Warrant account, sale of March 25, 1880.....	25,727 42
Lands returned for sale by collector of assessments	31,632 85
Assessments on ordinances	139,880 96
Oak street improvement, uncollected assessments	10,869 02
Interest due.....	90,000 00

Total

\$ 401,138 90

In relation to the interest item in above, it may be well to explain that it has not been figured with the accuracy required in a banking or loan department, as that would simply unnecessarily waste time. It may be safely affirmed, however, that the amount named is below rather than above the actual figures.

NEW RECORDS OF UNPAID TAXES.

Of the records referred to—Registers B and C—covering a period of 28 years, we have made a careful digest, and transcribed into two new books—labelled Record B and Record C—all the unpaid taxes purchased by the city, remaining such May 30, 1880. These Records contain the original description of the property sold for taxes; the names of the original owners, and the ward where situated. On the opposite page, in parallel lines, the present owners' names have been inserted, carefully revised from the Assessors' rolls up to May 31, 1880. Complete indexes have also been made so that the present owners of all the property sold for arrears of taxes and purchased by the city can be readily referred to, excepting only one sale, that of last March, and that being a first entry in a new register, (D,) can be easily examined.

The tracing of the present owners we have found to be a work requiring much care and patient labor, as during the long interval from the first sale on record in the office and the succeeding years to the present time many and great changes have been made in the original boundaries of lots. Many have been subdivided and re-subdivided; some have been merged in the making of new streets, and have otherwise lost their original identity or di-

mensions. No labor has been spared, however, to make the record of present ownership as accurate as possible. To this end original assessment rolls have been consulted, maps examined and consultations and aid had with and from the assessors in cases of doubtful determination, which courtesy on their part it is proper here to cheerfully acknowledge.

PRACTICAL VALUE OF THE REVISED TAX SALES RECORDS.

The absence of records of this kind to facilitate examinations and insure accuracy has resulted in great detriment to the city, and will certainly cause much annoyance and trouble in the attempts to satisfactorily arrange terms of settlement for many blunders perpetrated for want of easier facilities for arriving at required and necessary information.

During the past fifteen or twenty years it is safe to say that property to the value of many millions has changed ownership against which the city held liens for unpaid taxes. And it will, no doubt, be a great surprise to hundreds of owners of property when they first learn, by notice or otherwise, that the property purchased by them, supposed to be free from any claims for unpaid taxes, is still thus encumbered. Indeed, incidentally several such cases have come to our notice already, from persons who avowed that their attorneys had assured them before the transfer was consummated, that all the taxes had been paid.

Not to enumerate facts in proof, we may mention one piece of property, on Front street, formerly belonging to an estate on which the taxes and interest due the city is over \$4,000, and yet two of the present owners of a portion of said property had assurances such as above indicated.

The paramount value of these records however will consist in the facility with which it will enable the city to prosecute the collection of unpaid taxes, provided proper steps are taken to that end. This question of arrears of taxes has lately engaged the serious attention of many cities. It has become a burdensome and perplexing financial question. Whatever deficiencies occur from non-payment must be provided for and carried by loans to the city. The tax levy is made on the assumption that all the taxes will be paid; if not promptly, then within some reasonable time. The fact is, however, that tens of thousands of dollars are allowed to stand on the registers for five, ten, twenty or more years, without any serious effort being made for their collection. In regard to local taxes especially, there seems to be, on the parts of many, an almost entire obliviousness of any obligation to liquidate the city's claims. Many there are who pay general taxes, with more or less promptitude, who seem to imagine that local taxes have but little claim to their attention or regard. It is time that all such and other delinquents, should understand that taxation is a matter that cannot be easily ignored or lightly treated with impunity.

Were it apparent that poverty or inability to pay was the chief reason for laxity in payments, some slight excuse might be offered for procrastinations, both on the part of delinquents and the authorities whose duty it is to enforce collections; but no one can scan the list of lands sold to the city and fail to

recognize the fact that the reason referred to cannot be pleaded in excuse. A very large portion of the unpaid taxes were originally small amounts—from twenty dollars down to five, and less; others, again, are suggestive of unwillingness of delinquents, or other causes, rather than that of inability to pay, as many who have the reputation of being abundantly able have, apparently, reached the conclusion that they are under no sort of obligation to liquidate a debt of this kind.

THE REMEDY IN THE HANDS OF THE COUNCIL.

By referring to section 209, of the newly revised City Charter, it will be seen that it is expressly intended to facilitate the collection of assessments for local taxes. Briefly stated, it provides that unpaid assessments shall, after certain requirements have been conformed to, be placed on the assessment roll and added to the general city tax: substantially, in this regard, as is now the law and practice as respects the collection for arrears of the water and street sprinkling assessments.

This section of the City Charter, faithfully executed, will greatly aid in decreasing the number of tax sales of small amounts—almost invariably bid off to the city; and will, at the same time, effectually suppress the too common practice of neglecting the payment of local assessments as something of minor importance.

Indeed, on this whole subject of the collection of taxes, the fault has heretofore been not so much with the inadequacy of the necessary provisions in the charter as with their imperfect execution—amounting, in many cases, in fact, to an entire ignoring of the subject. To a very considerable extent when lands sold for taxes to the city are duly recorded in the register of tax sales, they sleep there in undisturbed repose unless resurrected by the voluntary act of the tax-paying debtor or a search required for purposes of transfer or other security. Even in these respects, as we have previously noted, thousands of dollars have escaped notice or detection.

MORE STRINGENT METHODS REQUIRED.

It is perhaps worthy of suggestion, in this connection, whether the time has not arrived—considering the population and territorial extent of the city—when a bureau (or register) of arrears of taxes might not be established here, as in many other cities, to the great advantage of the city's financial interest. The name, however, is of little consequence. The thing wanted is some effective method of enforcing the collection of arrears of taxes by some appointee who would feel a special responsibility for the faithful performance of this duty. That the city would be greatly benefited by any method that would insure constant and watchful attention to the city's interests in this particular cannot be reasonably questioned. Already, no doubt, quite an amount has been lost for want of timely attention. In the course of years, lots on which taxes were due become merged in new streets, divided and sub-divided, so that small taxes are virtually lost, from the difficulties that would arise in attempting proportionate collections from present owners. Proper attention to collections, made within reasonable time, would have saved to the city considerable sums. Indeed, in some instances, the taxes

have accumulated to that extent that the property could not be sold for the city's liens; whilst other property, in different sections of the city, is becoming so encumbered by tax sale liens as to strongly suggest considerable final loss to the city, unless a prompt change of our former negligent action is consummated. One instance may be here cited, in proof of the above averment. One of our city savings banks is the owner of a lot on Mt. Hope avenue, on which the taxes have been accumulating since March, 1867. They amount now, with the interest, to nearly \$3,200. The bank some time since virtually abandoned the property, as then not being worth the tax encumbrances. And yet no steps have been taken by the city to acquire title to this land or to enforce other settlement. The taxes keep on accumulating year by year; and the consequence is that the city at large has to foot the bills—without, in this case, any possible chance of recovering back the amount. Better to acquire possession, and dispose of the property, at any price, than allow matters to drift along, as now. Then it would become tax paying property, instead of being, as at present, a constant source of depression of the treasury.

Other instances of a similar nature might be named; whilst, in other cases—and they are many—the arrears of taxes are becoming so great as to strongly suggest the necessity of immediate action for recovery. One large property holder is in arrears to the amount of upwards of \$15,000; another, together with his family connections, to the amount of several thousands; whilst there are many running into the hundreds. Unless for the purpose of affecting a sale, or a loan, some of these parties, apparently never trouble themselves to liquidate any considerable amount of their tax indebtedness if indeed a single dollar. At such times the Common Council is asked to release a certain portion of property on the payment of a proportionate amount of the taxes accumulated against the whole, and by the payment of 7 per cent. simple interest only. This request is very generally acceded to, and apparently with justification, when it is remembered that the Council has reason to believe that their action is a small and exceptional matter. The fact, however, in plain English, is that the city is simply the banker or loan agent of these delinquents, enabling them to speculate in lands year after year and decade after decade, by the use of the retained city funds.

In fact, the course hitherto pursued in relation to the treatment of delinquents and delinquencies has invited default; certainly not encouraged promptitude of payments. Even when the principal for arrears of taxes is paid and 7 per cent. simple interest is accepted, it is at considerable loss to the city, for it must be borne in mind that the city pays, or loses, compound interest for the use of borrowed funds. Thus, in about ten years, one hundred dollars placed at compound interest would amount to double that sum, whilst it would require over fourteen years' simple interest to produce the same amount.

ARREARS FOR OAK STREET IMPROVEMENT.

In the list of enumerated items of unpaid taxes it will be noticed that nearly \$11,000—to say nothing of interest, which amounts to

about double that sum—are yet remaining to be collected for the above named improvement. The tax roll for this matter was confirmed by the Common Council May 30th, 1865, and the assessment amounted to \$25,128.29. Some time thereafter, and after considerable of the amount had been paid, the question of the legality of the levy was raised and carried into the courts. On reaching the Court of Appeals that body closed its decision in the case with the following words: * * * * * "And as it is established that the court erred in dismissing the complaint the judgment must be reversed and a new trial granted, with costs to abide the event."

The new trial was had; and Judge Rumsey, before whom the case was argued, decided, in substance, that a new assessment was necessary to establish the city's claim. The illegality of the tax levy was shown to consist in the omission to assess certain State property. This, in brief, is the status of the case; and no attempt has since been made to reassess the property benefitted so that the city may be reimbursed for its advances for this local improvement. In order that the matter may be fully understood, the following summary of facts is presented, compiled from a detailed statement, to be found in record B, of the amount of unpaid assessments, and the names of the original and present owners of the property:

Assessments paid.....	\$14,259 27
unpaid.....	10,869 02
Total.....	\$25,128 29

Of those assessed, 31 paid in full; 14 paid two of the three installments; 28 paid one of the three installments; 13 are in default of the whole assessment.

At this date, June, 1880, twenty-one of the original owners of the property assessed (including heirs of G. J. Whitney, and "Whitney R. Road") are still in possession of the property; and the amount due, of principal only, from these parties is nearly \$3,000.

Of course it must be apparent, at a glance, that here is a case that should, in some equitable way, be adjusted and disposed of. If those parties who paid their assessments, in whole or in part, only paid a just claim, then certainly the delinquents should be compelled to pay also whatever sum may be deemed equitable. If, on the contrary, any injustice has been done to the payee, they are entitled to redress.

The city charter, however, has been so amended since 1865, when the assessment for this improvement was made, that it would seem that, if not intended to meet this particular case, it is exactly suited to it. (See sec. 215 of the newly revised charter.)

That something should be done to equitably adjust and settle this matter cannot be disputed.

NEW CITY MAPS REQUIRED.

Before closing this report it may not be amiss to remark that one pressing need of the city, in its equipment for official business, has forcibly presented itself during our work of the past few weeks, viz: the requirement of new city maps. Such as we have are entirely unsuited to the city's business in many particulars. The Assessors, notwithstanding their great familiarity with the territory within the city, have often great difficulty, as we have had occasion

to observe, in determining boundaries of lots or exact locations, so frequent and many have been the changes made of late years in direct violation, too, of Sec. 289 of the city charter. They are especially impressed with the almost absolute necessity that exists for some movement which shall at least be a beginning toward a more perfect mapping of the city. The maps of some wards, for assessment and other purposes, are almost worthless, especially as regards certain portions of their respective territories. The 5th and 8th are particularly defective, whilst the new wards—the 15th and 16th—are, for most city puposes, almost in their original chaos, in the particulars referred to.

Respectfully submitted,
JOHN BOWER.
S. B. WILLIAMS.

June 8th, 1880.
 Ordered received, filed and published.
 By Ald. FitzSimons—

To the Finance Committee of the Common Council:
 CITY OF ROCHESTER, N. Y.—In the matter of the City Treasurer's accounts. Items objected to in the Treasurer's accounts as contained in the books:

Ledger G, page 342. Warrant account—Dr. 1876.		
Jan. 15 to March '6—Sundry amounts charged as paid to collectors of city tax, without order of the Common Council, or warrant signed by the Clerk	\$1,542	
Ledger G, page 276. General City Tax account. Dr. 1875.		
July—Tax levy charged.	\$804,960 50	
Tax rolls add up	805,279 08	
Difference to charge Treasurer.	319 58	
Ledger G, page —. Interest on Assessment acct. Cr. 1875.		
Aug. 1—Sundry credits for charges for collection. Sept. 1—General city tax of 1875 paid after 31st July and on or before 1st Sept.	\$ 753 04	
1 per cent. on receipts of \$87,661.59 is.	876 6.	
Deficit		\$ 123 57
Sept. 2—Same paid after 1st Sept. or before 1st of October	\$ 801 50	
Oct. 1—2 per cent. on receipts of \$42,204.10 is.	844 08	
Deficit		\$ 42 58
Ledger G, page 189.		
Same paid after 1st Oct. and on or before 15th Oct.	468 18	
Oct. 15—3 per cent. on receipts \$16,556 78.	496 63	
Deficit		28 50
Oct. 16.—Same paid after Oct. 15 and on or before 1st Nov.	783 21	
Nov. 1—4 per cent. on receipts. \$22,232 39.	889 28	
Deficit		106 07
Nov. 2—Same paid after 1st Nov. and on or before 15th Nov.	1,026 95	
Nov. 15—5 per cent. on receipts, \$22,216 12.	1,110 80	
Deficit		83 85
Nov. 16—Same paid after Nov. 15 5 per cent. and also interest per annum	3,129 63	
March 13, 1876—On receipts, \$46,808 30.		
Deficit		581 54
March 16, 1876—Entry on Journal G—Folio 553.		
Ledger G—folio 259—Warrant account—Dr. for bal.		
Fees and interest on \$71,722 19, taxes.	5,698 36	
Actual charges on \$8,815.65 of above tax certificates.	1,006 93	
Tax certificates on \$10,425.03 of above lands sold.	2,039 16	

Charges on \$52,577.13 of above warrant account.	3,784 31	
Deficit.		6,880 40
Ledger G, folio 126. Entry on Journal G, folio 553. 1876.		\$1,132 04
March 16—Land sold '76 to Warrant acct. for amount of tax sales struck off to city March 2, 1876	\$ 12,759 51	
List of lands made from memo. made by lands so struck off adds up.	12,462 19	
Deficit.		297 02
Ledger G, folio 346. Entries in Journal G, folios 549 and 552. Tax certificates to warrant acct. 1876.		
March 13—For amount of sundry taxes struck off and parties named, etc.	\$ 9,817 52	
March 16—Omitted in above.	24 49	
List of lands made from memo. of lands so struck off.	9,842 01	
		9,823 58
		18 43
Interest on Assessment acct. Ledger H and I. March 24, 1876. Sundry credits for 15 per cent. per annum.		
Interest on Land Redeemed. Feb. 2, 1880.		
From lands sold 1876 from March, '76, to March, '80.	\$ 1,616 62	
Fifteen per cent. int. on redemptions, exclusive of cases in which it appears to have been rebated by Common Council.	2,006 54	
Deficit.		389 92
Ledger G, folio 226—Lands Sold for Taxes and Assessments. 1876.		
March 16—Amount of tax sales struck off to city March 2, 1876	\$12,759 21	
Redemption to March, 1880.	9,629 46	
Should have tax sale certificates on hand from General City Tax of 1875.	3,129 75	
Ledger B, folios 256, 257. Warrant account—Dr. 1877.		
February 5 to March 7—Sundry amounts charged as paid to collectors of City Tax without any order or warrant.	\$1,551 63	
Ledger H, folio 168—Interest on Assessment Account—Cr. 1876.		
Aug. 1 to Sept. 1—Sundry credits for charges on collection General City Tax, 1876, paid after the 31st July, and on or before 1st Sept.	\$868 76	
Amounting to.	928 77	
1 per cent on receipts, \$92,877 22		
Deficit.		\$ 60 01
Sept. 2—Same paid after 1st Sept. and on or before 1st Oct.	\$984 98	
October 1—2 per cent. on receipts \$51,975 64.	1,039 50	
Deficit		\$ 54 52
Oct. 2—Same paid after 1st Oct., and on or before 15th Oct.	763 13	
Oct. 15—3 per cent. on receipts \$23,993 34.	869 74	
Deficit		\$ 106 66
1876.		
Oct. 16—Same paid after 15th of October and on or before 1st of November.	\$1,256 77	
Nov. 1—Four per cent. on receipts, \$35,618.76	1,424 72	
Deficit		\$167 9
Nov. 2—Same paid after 1st of November and on or before 15th of November.	\$1,045 58	
Nov. 15—Five per cent. on receipts, \$22,372.35.	1,118 60	
Deficit		73 02
Nov. 16—Same paid after 15th of November.	\$2,127 30	
Five per cent. and interest from 15th of November at 12 per cent. per annum on receipts, \$49,437.27	2,886 72	
Deficit		759 42

March 10, 1877.		
Ledger H, Folio 256—Entry on Journal H, Folio 275.		
Warrant account Dr. to interest on assessments:		
Fees and interest on general tax		
of 1876, \$132,316.57, to bal. acc't. \$10,950 45		
Actual charges on land sold under		
head of tax certificates. \$17,-		
561.44	1,764 22	
Actual charges land sold under		
head of lands sold '77, \$25,569.95	4,680 60	
Charges on \$88,244.21 received on		
warrant account.	6,589 55	
Deficit.....	\$13,034 87	2,083 92
Entry on Journal H, Folio 275.		
Ledger H, Folio 138. Land sold '77 to warrant acct.		
1877.		
March 10—For amount sold and		
struck off to city March 1, '77. \$30,740 80		
Addition of memo. of lands struck		
off to the city March 1, '77, foots		
up.....	30,550 55	
Deficit.....		190 55
Ledger H and I—Interest on assessment acct.		
1877.		
March 28—Sundry credits for 15 per cent		
per annum. Interest on lands redeemed		
from lands sold '77.		
1880.		
March 16—From March, '77 to		
March, '80.....	\$2,988 76	
15 per cent interest on redemp-		
tions exclusive of cases where it		
appears to have been rebated by		
Common Council.....	3,259 04	
Deficit.....		270 28
Lands sold for Taxes and Assessments.		
1877.		
March 10—Ledger H, Folio 138.		
Amount sold and struck off to		
city.....	\$30,740 80	
1880.		
March 16—Redemption, etc. to		
date.....	20,328 74	
Should have tax sale certificates	\$10,417 06	
on hand of sale of 1877.		
Interest on Assessments Account.		Cr.
1877.		
Aug. 1—Sundry credits for charges for col-		
lection of General City tax of 1877.		
Sept. 1—Paid after 31st July and on		
or before 1st Sept. amounting to	\$972 18	
1 per cent. on receipts, \$247,952.77,		
is.....	2,479 52	
Deficit.....	\$1,507 34	
Sept. 2—Same paid after 1st Sept.		
and on or before 1st Oct.....	\$958 97	
Oct. 1—2 per cent. on receipts, \$51,-		
688.56, is.....	1,038 16	
Deficit.....	\$79 19	
Oct. 2—Same paid after 1st Oct. and		
on or before 15th Oct.....	\$514 02	
Oct. 15—3 per cent. on receipts, \$19,-		
141.84.....	574 23	
Deficit.....	\$60 21	
Oct. 16—Same paid after 15th Oct.		
and on or before 1st Nov.....	\$996 12	
Nov. 1—4 per cent. on receipts.....	1,047 52	
Deficit.....	\$51 40	
Nov. 2—Same paid after 1st Nov.		
and on or before 15th Nov.....	\$1,191 30	
Nov. 15—5 per cent. on receipts,		
\$24,825.73.....	1,241 25	
Deficit.....	\$49 95	
Nov. 16—Same paid after 15th Nov. \$3,317 85		
5 per cent. and also interest from		
—1878, April 1—15th Nov. at 12 per		
cent. per annum on receipts.....	4,036 92	\$709 07
1878.		
Aug. 1—Interest on Assessments Account.		Cr.
Sundry credits for charges for collection—		
Sept. 1—General City tax of 1878		
paid after 31st July and on or be-		
fore 1st Sept.....	\$687 12	
1 per cent. on receipts, \$234,149.94.	2,341 49	
Deficit.....	\$1,584 37	
Sept. 2—Same paid after 1st Sept.		
and on or before 1st Oct.....	\$925 37	
Oct. 1—2 per cent. on receipts, \$33,-		

355.82.....	1,067 10
Deficit.....	\$141 73
Oct 2—Same paid after 1st Oct. and	
on or before 15th Oct.....	\$451 42
Oct. 15—3 per cent. on receipts.....	520 32
Deficit.....	\$38 90
Oct. 16—Same paid after 15th Oct.	
and on or before 1st Nov.....	\$891 29
Nov. 1—4 per cent. on receipts,	
\$24,777.88.....	991 08
Deficit.....	\$99 79
Nov. 2—Same paid after 1st Nov.	
and on or before 15th Nov.....	\$1,167 43
Nov. 15—5 per cent. on receipts,	
\$26,776.19.....	1,338 80
Deficit.....	\$171 37
The books have been examined and deficiencies shown	
on credits for receipts on account of—	
General City tax of 1878.	
Warrant Account tax of 1878.	
Lands sold on account tax of 1875.	
Warrant Account tax of 1877.	
Lands sold for taxes of 1877.	
Lands sold for taxes of 1874.	
Lands sold for taxes of 1873.	
On which the amount of error is not summed up.	
All of which are respectfully submitted.	
WILLIAM C. BAINE, Accountant.	
Rochester, 12th July, 1880.	
Ordered received filed and published, and referred	
to the Special Committee on Investigation of the	
Treasurer's office.	
By Ald. I. L. Otis—Bills of	
Union & Advertiser, printing.....	\$ 145 00
E. W. Williams, disp. for Geo. D. Williams.....	15 19
Drew, Alis & Co., directories.....	30 00
Helger, Brightley & Co, transit for Surveyor's	
office.....	234 10
Mensing & Stecher, letter heads for Assessors'	
office.....	11 50
L. M. Mandeville, disbursements.....	5 25
A. C. McGlachlin.....	20 08
Referred to Contingent Expense Com.	
By Ald. Ira L. Otis—Bill of	
Thos. J. Jeffords, services in Hobbie suit... \$	109 00
Referred to the Law Committee.	
Ald. Ira L. Otis presented the petition of	
Lewis Miles. Referred to the Assessment	
Committee.	
REPORTS OF STANDING COMMITTEES.	
ROCHESTER, JULY 27, 1880.	
To the Honorable the Common Council:	
GENTLEMEN: Your Water Works Commit-	
tee respectfully make the following report :	
In consequence of the action of the Common	
Council in ordering the extension of water	
pipe beyond and in addition to the recommen-	
dation of your committee in North St. Paul	
street, Lincoln street, Clifford street, and	
Averill street, there will be a deficiency in the	
fund provided for water pipe extension of	
about \$1,600. In addition to this there are	
now on file petitions for water pipe extension	
amounting to about \$30,000.	
Your committee have carefully examined	
these several petitions, but have not deemed it	
prudent to largely increase the appropriation	
for the present year beyond the amount re-	
quired to make good the deficiency of \$1,600	
above stated, and yet they find among the pe-	
titions a few for short distances which will ac-	
commodate a considerable number of con-	
sumers at slight costs and will yield a good	
revenue on the investment. They have there-	
fore determined to recommend an additional	
appropriation for the water pipe extension	
fund of \$3,000 under the provisions of section	
81 of the revised city charter.	
We also recommend that water mains be au-	
thorized to be laid in the following streets and	
paid for out of the additional appropriation re-	
commended to be made by this report :	

North Kent street, from Smith street, 250 feet north.
 Saratoga avenue, from Vernon street, 150 feet north.
 University avenue, from Alexander street, 200 feet east.
 Dover street, from Buchan park, to end of park.
 North Stillson street, from Weld street, to Kirk street.
 Pitt street, from Atwater street, to N. Y. C. R. R.
 Clifton street, from Saxe street, to 350 feet west.
 Sibley park, from East avenue, to 414 feet south.

Respectfully submitted,
 HENRY HEBING,
 W. MANDEVILLE,
 D. G. WEAVER.

Water Works Committee.

By Ald. Hebing—Resolved, That the Executive Board be and it is hereby authorized and directed to lay water pipe in the several streets as designated in the report and recommendations of the Water Works Committee of this date and charge Water Pipe Extension Fund.

By Ald. Hebing—Whereas, The Common Council has ordered water pipe to be laid in the city streets to the amount of three thousand (\$3,000) dollars beyond and in excess of the amount of available funds in the City Treasury or raised by general tax, therefore

Resolved, That for the purpose of providing for the expense thereof, the City Treasurer be and he is hereby authorized to make the city's note for a sum not exceeding three thousand (\$3,000) dollars, payable in not more than one year, under the provisions of the last paragraph of section 81 of the city charter, and get the same discounted under direction of the Finance Committee, when necessary, such note to be countersigned by the Chairman of the Finance Committee.

Ald. Hart moved that the amount to be raised for water pipe extension be fixed at \$6,000.

Lost by the following vote:
 Ayes—Ald. Tracy, Westbury, Fee, Wickens, Edelman, Kelly, Hart—7.

Nays—Ald. Fitz Simons, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Weaver—7.

Ald. Tracy moved to add \$2,000 to the amount recommended by the committee.

Ald. Fitz Simons moved that the amount be increased \$1,100.

Ald. Edelman moved to lie on the table until the next regular meeting and to add Monroe avenue and Thomas street to the report. Adopted.

Ald. L. M. Otis, from the Lamp Committee; Ald. Ira L. Otis, from the Contingent Expense Committee; Ald. Weaver, from the Poor Committee; Ald. Walbridge, from the Park Committee; Ald. Mandeville, from the City Property Committee; Ald. Fitz Simons, from the Finance Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

By Ald. Wickens—Bills of
 Geo. W. Aldridge, lumber and material..... \$128 25
 M. Huntington, oil..... 1 50

Referred to Finance Committee for payment.

Ald. Fitz Simons presented the following and asked that it lie on the table until miscellaneous business. So ordered.

By Ald. Fitz Simons—

CITY TREASURER'S OFFICE, {
 ROCHESTER, July 27, 1880. }

To the Finance Committee:

GENTLEMEN: After a careful examination and inquiry, I have estimated the needed clerical force of this office, together with what, in my opinion, should be the compensation, as follows:

One deputy and cashier.....	\$1,500
One bookkeeper.....	1,000
One general clerk.....	1,000
Two assistant clerks, (\$750 each).....	1,500
One assistant clerk.....	500
One assistant.....	360
Total.....	\$5,860
Extra hire.....	140

Amount for one year..... \$6,000

This would, apparently, necessitate an extra appropriation for this office of \$2,500 for a full year, but for the remaining eight months would call for \$1,666.67. There is at present a credit balance to the "search department fund" of \$1,381.15, which, I understand to be applicable to no definite purpose without further action by the common council. I have no doubt but that the additional receipts from this source will more than furnish the amount needed.

As the proceeds of tax searches are the proceeds of the clerical labor of this department, and has grown to such an extent as to require the work of more than one clerk all the time, I would ask authorisation from the common council to pay the additional help named above from this fund.

Regarding the salaries named above, I wish to say that the clerical force in the office of city treasurer, have been obliged to work longer hours and for less compensation than similar employes in any other office in the city hall. It is important that the help employed in the city treasury should be of first-class quality, and as under the charter there is liability of a change every two years, and under the regular order of changes, practically no chance whatever of promotion, the compensation named above is as low as any taxpayer should expect to obtain, I believe, therefore, that should the common council deem it proper to accede to my request, I will be able to manage the affairs of this office to the perfect satisfaction of any person who may have business to transact in it, and have its records kept so that "he who runs may read."

Very respectfully yours,
 A. C. McGLACHLIN, treasurer.

FINANCE BUDGET.

ROCHESTER, N. Y., July 27, 1880.

By Ald. Fitz Simons—Resolved, That the Treasurer pay as follows, when there are funds applicable,
 CONTINGENT FUND.

MONTHLY PAY ROLL FOR JULY, 1880.

Cornelius R. Parsons, Mayor.....	\$208 33
Ambrose C. McGlachlin, Treasurer.....	338 33
John R. Fanning, City Attorney.....	166 66
Oscar H. Peacock, City Surveyor.....	186 66
L. M. Mandeville, City Clerk.....	137 50
David McKay, City Assessor.....	150 00
August M. Koeth,	150 00
Wm. Mahar,	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. B. Parsons, Draughtsman	150 00
M. H. McMath, Clerk	50 00
Francis J. Irwin, City Messenger.....	89 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building..	50 00
W. C. Gray, Assistant Surveyor's Office.....	66 00
C. B. Parsons, Draughtsman	66 00
W. J. Stewart, Chairman	44 00
Ambrose Redman, Rodman	32 33
E. W. Williams, Treasurer's office.....	116 66
A. F. McGlachlin, Treasurer's office, 2-3 of a month	77 76
C. H. Stillwell, Treasurer's office.....	62 50
J. T. Tracy,	62 50

J. Y. Eilas,	32 50
Edward Thomas,	30 00
Wm. Carroll, Fire Marshal	58 33
Assessors' clerk third month of July	41 67

MISCELLANEOUS.

Dr. H. H. Langworthy	\$100 00
Dr. B. L. Hovey	150 00
Dr. H. F. Montgomery	100 00
J. A. Adlington	21 35
Prof. S. A. Lattimore	50 00
O. H. Pascock	5 40
Alexander Butten	10 00
Alex W. Miller	9 00
L. M. Mandeville, disbursements	5 25
Lunch for Council	10 00
Interest on notes due July 11, 1880, and paid July 20, 1880.	47 88
And charge that fund.	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR JULY, 1880.

Porter W. Taylor, Overseer	\$116 66
James W. Stanley, Assistant Overseer	66 66
Henry L. Achilles, Jr, bookkeeper	58 33
Jacob Lutz, clerk	40 00
Dr. Kempe, City Physician	41 67
Dr. Weigel, City Physician	41 67
Dr. Schmitt, City Physician	41 67
Dr. Rockwell, City Physician	41 67
Dr. O'Hare, City Physician	41 67
Dr. Spencer, City Physician	41 67
Vincent M. Smith, Excise Commissioner	66 66
C. Herberger	66 66
Wm. F. Morrison	66 66

MISCELLANEOUS.

John Hart, shoes	\$ 48 00
Smith, Perkins & Co., groceries	70 50
Bulkley & Richmond	248 33
.. .. .	8 00
.. .. .	6 00
.. .. .	6 51
.. .. .	73 00

LAMP DEPARTMENT FUND.

Kelly Lamp Works, oil pots	\$ 57 50
M. Huntington, glass	127 05
Rochester Gas Co. care of lamps for June	2,038 17
And charge that fund	

CITY PROPERTY FUND.

D. Earl, labor and material	\$ 161 84
Koch Gas Co., gas City Hall and Front street building	67 49
Geo. Enkert, coal for City Hall	4 40
Leinien & Elter, labor	6 55
M. Huntington, glass	74 25
Geo. Weldon, labor and material	30 00
Chas. M. Beattie, salary for July	62 50
D. E. Emrich, care city clocks from May 1 to August 1	
And charge that fund	

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR JULY, 1880.

Dr. Chas. Buckley, Health Office	\$ 66 66
John H. Mason, Supt. and Clerk	50 00
A. C. Parsons, Inspector	40 00
Michael Murray,	40 00
John Meyer,	40 00
Jos. Thompson,	26 66
Henry M. Heindol, keeper Hope Hospital 1/2 of a month	38 32
John O'Rourke, sewer flusher	40 00
John Vance,	40 00
And charge that fund	

PARK DEPARTMENT FUND.

MONTHLY PAY ROLL FOR JULY, 1880.

Wm. Coughlin, labor on parks	\$ 30 00
Jno. Schannon,	30 00
R. Casey,	6 00
Wm. Collinson,	33 00
And charge that fund	

OFFICE EXECUTIVE BOARD, ROCHESTER, July 26, 1880.

To the Common Council.

The annexed accounts have been duly audited, examined and settled by the Executive Board, and are by resolution of this Board hereby certified to the Common Council for payment in accordance with Sec. 143 of the City Charter.

Respectfully, THOS. J. NEVILLE, Clerk.

EXECUTIVE BOARD FINANCE BUDGET.

Street Department—Highway Fund.

Craig & Crouch's, lumber	\$36 76
Chase & Otis, lumber	151 53
G. W. & C. T. Crouch, lumber	136 25
Bentley, Meyer & Southwick, lumber	264 75

W. B. Morse & Co., lumber	2 10
H. Hebing, hardware and nails	128 41
H. A. Kingsley & Co., hardware and nails	22 45
Louis Ernst, hardware and nails	16 08
J. R. Chamberlin, agt., hose and packing	122 00
James Field, waste	1 10
CConnell & Dengler, repairs to bridges	18 19
CConnell & Dengler, repairs to roller & sweeper	142 04
J. Emory Jones, repairs to Allen St. bridge	41 34
Rochester Lime Co., water lime and cement	7 60
George J. Farber, stone	4 00
Otis & Gonsline, sewer pipe	114 59
D. Copeland, Jr., sewer pipe	14 49
P. Burke & Co., sprinkling hydrants	232 50
R. D. Wood & Co., sprinkling hydrants	48 00
James D. Casey, MacAdams stone	409 41
George Miller, sand and gravel	8 89
Otto H. Fisher, wood	3 25
Charles Duerr, repairing boiler	3 00
J. W. Breaker, stabling	51 00
Blakeley, King & Carey, gas fixtures and fitting	36 11
Sherlock & Sloan, sundries	2 01
Thomas McCormick, painting	17 47
J. Monaghan, iron work	3 00
Joseph Platt, repairs to saws	2 40
Steam Gauge & Lantern Co., repairs to gauge	1 00
A. H. Waterman, inspecting springing	26 00
F. Bauer, services at bridge	40 00
C. H. Chappell, services at bridge	40 00

Street Department—Garbage Fund.

Jacob Rauber, on account of contract	100 00
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Water Works Department—Water Pipe Fund.

Drullard & Hayes, estimate, pipe and specials	\$2,510 26
Ludlow Valve Mfg Co., estimate valves	239 00
R. D. Wood & Co., estimate hydrants	368 58
Whiting, Bauber & Vicinus, estimate No. St. Paul st.	300 00
Howe & Snyder, estimate group 50	250 00
Peter McGraw, 51	380 00
Sherlock & Sloan, material	20 11
N. Y. C. & H. R. R. Co., transportation	177 22
N. Y. L. E. & Western R. R. Co., transportation	7 42
G. W. & C. T. Crouch, lumber	2 11
P. Burke & Co., labor and material	75 24
Geo. M. Dowd, inspecting pipe	20 00
T. J. N-ville, cartages	3 00
N. Y. C. & H. R. R. Co., transportation	38 19

\$ 4,341 13

Water Works Department—Water Works Fund.

J. Emory Jones, labor and material	\$ 164 18
S. B. Stuart & Co., coal	42 75
Joseph Cowles, labor and material	26 77
Geo. E. Miller, wood	10 00
Warner Westbrook, tin work	4 08
N. Y. C. & H. R. R. Co., transportation	5 52
Mrs. N. D. Oviatt, erroneous water tax	5 99
W. McCrossen, boat	10 00
S. H. Oviatt, stabling horse	15 53
Craig & Cr ubch's, lumber	1 63
Union and Advertiser Co., printing	60 45
F. Klein, plumbing, etc.	11 73
Woodbury, Morse & Co., sundries	4 81
G. W. & C. T. Crouch, lumber	13 00
P. Burke & Co., labor and material	34 35
Ludlow Valve Mfg Co., repairs	17 80
R. D. Wood & Co., hydrant	37 00
Boston Machine Co., tapping machine, etc.	263 70
W. Burke & Co., hardware	15 14
Louis Ernst	9 85
Trotter, Geddes & Co., grate	75
Otto H. Fisher, wood	6 80
Charles Watson, supplies	5 00
T. J. Neville, disbursements	8 30
A. Kasseall, stabling	40 00

\$815 23

Fire Department—Fire Department Fund.

Mack & Co., tools and repairs	4 80
CConnell & Dengler, repairs	4 21
Kelly Lamp Works, repairs	8 25
Clapp & Jones Mfg. Co., brass casting	15 00
Rochester Lime Co., water lime	75
T. McCormick, painting	167 44
Sherlock & Sloan, gas-fitting and plumbing	7 02
W. B. Morse & Co., lumber	7 51
L. W. Wehn, hay and straw	41 79
T. Brooks, repairs to harness	14 70
C. W. Bidwell, hay	63 50
Chr. Mertz, feed	86
H. Hebing, hardware	13 37
G. W. & C. T. Crouch, telegraph poles	43 00
D. Upton, livery	25 50
M. Huntington, supplies	25 50
L. Ernst, hardware	2 02
J. Kavanagh, hack hire	4 00
Wendel Bayer, expenses	5 80

J. J. Kolb, bell ringing	53 75
James Field, rope, etc	13 87
Monthly pay roll	2,305 32
	<hr/>
	\$2,826 46

Salaries and Expenses—Salary and Expense Fund.

F. P. Kavanagh, salary for July	166 77
F. C. Lauer, Jr.,	166 66
J. Gerling,	166 67
A. K. Tower & Co.	10 93
Drew, Allis & Co., directories and map	7 25
W. S. Falls, printing blanks	15 75
Evening Express Co., printing proceedings ..	105 22
	<hr/>
	\$639 15

Local Improvements.

Whitmore, Rauber & Vicinus, estimate for North St. Paul St. Improvement	6,000 00
Street Department—Digging test pits:	
Wackerman St. sewer	\$2 25
Kelly St. sewer	2 81
Monroe Avenue sewer	2 25
	<hr/>
F. Seifried, inspecting Hunter St. Sewer	\$ 7 31
	<hr/>
	\$ 24 00

Sprinkling Streets.

S. D. Pierce, sprinkling State st.	\$28 30
S. D. Pierce, sprinkling E. and W. Main sts.	37 00
S. D. Pierce, sprinkling Clinton st.	32 00
S. D. Pierce, sprinkling Andrews st.	16 50
S. D. Pierce, sprinkling N. St. Paul st., sec. 1	30 00
S. D. Pierce, sprinkling N. Clinton st.	24 50
Geo. Bantel & Son, sprinkling Spring st.	42 30
Geo. Bantel & Son, sprinkling Lake ave.	106 00
Geo. Bantel & Son, sprinkling Plymouth av, sec 1	21 00
Geo. Bantel & Son, sprinkling West ave.	95 00
Geo. Bantel & Son, sprinkling S. Washington st	28 00
Geo. Bantel & Son, sprinkling Monroe ave.	43 00
Geo. Bantel & Son, sprinkling North ave.	21 00
Geo. Bantel & Son, sprinkling N. St. Paul st, sec 2	21 00
Geo. Bantel & Son, sprinkling E. Main st.	23 00
A. W. Turnbull, sprinkling Union st.	21 00
A. W. Turnbull, sprinkling East ave, sec 1 ..	45 00
A. W. Turnbull, sprinkling Chestnut st.	18 00
McConnell & Pringle, sprinkling East av, sec 2	45 00
McConnell & Pringle, sprinkling Front st.	14 25
McConnell & Pringle, sprinkling S. St. Paul st	39 43
McConnell & Pringle, sprinkling Meigs st.	18 00
McConnell & Pringle, sprinkling Park ave.	21 00
S. D. Pierce, sprinkling State st.	27 00
S. D. Pierce, sprinkling E. and W. Main st.	90 00
S. D. Pierce, sprinkling Clinton st.	30 00
S. D. Pierce, sprinkling Andrews st.	17 00
S. D. Pierce, sprinkling N. St. Paul st, sec 1 ..	25 00
S. D. Pierce, sprinkling N. Clinton st.	20 00
S. D. Pierce, sprinkling Allen st.	20 00
S. D. Pierce, sprinkling Mill st.	15 00
G. Bantel & Son, sprinkling Spring st.	20 00
G. Bantel & Son, sprinkling Lake ave.	30 00
G. Bantel & Son, sprinkling Plymouth av sec 1	10 00
G. Bantel & Son, sprinkling West ave.	50 00
G. Bantel & Son, sprinkling S. Washington st	10 00
G. Bantel & Son, sprinkling Monroe ave.	20 00
G. Bantel & Son, sprinkling North ave.	10 00
G. Bantel & Son, sprinkling N. St. Paul st, sec 2	25 00
G. Bantel & Son, sprinkling East Main st.	50 00
A. W. Turnbull, sprinkling Union st.	10 00
A. W. Turnbull, sprinkling East avenue, sec 1	20 00
A. W. Turnbull, sprinkling Chestnut st.	4 00
	<hr/>
	\$1,323 58

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

REPORTS OF SPECIAL COMMITTEES.

Ald. FitzSimons, from the Finance Committee, reported having received three bids for receiving the deposits of the city's money, but such bids had been unopened.

Ald. Hart moved that the Finance Committee open the bids, and that the deposit be given to the highest bidder.

Ald. Hebing moved to lay on the table until unfinished business. Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

ROCHESTER, N. Y., July 20, 1880.

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

GENTLEMEN: Some months ago you passed a resolution directing me to sue the bond given on a judgment obtained by the city against John F. Montgom-

ery. Afterwards I was instructed by some committee not to sue for the present.

I don't like to have the matter left in this way. I wish you would either direct me to sue or relieve me of any responsibility in the matter.

I wish also to call your attention to the fact that under the opinion of the Court of Appeals in the suit by the town of Rush, which I argued for the city recently, the city is entitled to have the Board of Supervisors repay it several hundred dollars which it has paid as taxes on its water works property.

The Common Council should direct the proper steps to be taken at the next meeting of the Board of Supervisors to obtain this money or compel its payment if it is refused.

Yours respectfully,

J. B. PERKINS.

Ald. L. M. Otis moved for a division of the communication, and that the matter relating to the town of Rush be referred to the Law Committee. Adopted.

ACTION ON ORDINANCES.

FIRST ORDINANCE.

IMPROVING GOODMAN STREET.

By Ald. Kelly—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Goodman street, from East avenue to the street through the Hair property, also said street through the Hair property, from Goodman street to East Main street, by grading said streets and constructing a gravel roadway, with Medina stone curbs and gutters on each side thereof, except at intersecting streets; width of roadway to be 30 feet between curb-lines; also the necessary crosswalks, surface sewers, lot laterals and manholes, and the necessary 15-inch pipe sewer and outlet north of University avenue.

Adopted. The Surveyor submitted as such estimate \$15,500.

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

The improvement of Goodman street, from East avenue to the street through the Hair property, also said street through the Hair property, from Goodman street to East Main street, by grading said streets and constructing a gravel roadway, with Medina stone curbs and gutters on each side thereof, except at intersecting streets; width of roadway to be 30 feet between curb-lines; also the necessary crosswalks, surface sewers, lot laterals and man-holes, and the necessary 15-inch pipe sewer and outlet north of University 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 \$5,500, 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 Goodman street from East avenue to the north line of the street through the Hair property; also one tier of lots on each side of the street through the Hair property, from Goodman street to East Main street, excepting all of the lots on Goodman street south of University avenue from any portion of the cost of the 15-inch pipe sewer.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172, of the Revised Charter of 1880, 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 10th, 1880, at six o'clock, at the Common Council Chamber, where allegations will be heard.

Adopted.

By Ald. Tracy—Whereas, Isaac W. Butts, J. Dewitt Butts, Mary J. Butts, Lillie B. Oodhour, Carrie S. Stoddard, Mortimer F. Reynolds, Ira S. Dishrow and Mary Gallagher, executrix, &c., of George W. Gallagher, deceased, have granted and conveyed to the city of Rochester, by an instrument in writing under their hands and seals, duly recorded in Monroe County Clerk's office, and a copy thereof filed in the Clerk's office of said city, a strip of land taken off from the east end of lots three (3), four (4), five (5), six (6) and

ten(10), as laid down on the map of Carroll, Fitzhugh and Rochester, recorded in Liber 2 of deeds, page 122, in Monroe County Clerk's office, eighteen feet in width from east to west, and to be used, together with an alley twelve feet wide, laid down, on said map, for a public street, and being the extension of Graves street from the north line of lot No. three (3) to Aqueduct street; therefore,

Resolved, That the city of Rochester hereby accepts said lands so granted and dedicated, and assumes control and custody thereof as one of the public streets of said city, to be hereafter known and designated as Graves street, and the City Clerk is hereby directed to enter the same in the Street Register in his office.

Adopted.

IMPROVEMENT OF GRAVES STREET.

By Ald. Kelly—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Graves street, from Race street to the south line of the Beehive building, by the construction of a Medina stone pavement 22 feet wide, with flag walks 4 feet wide on each side thereof except at such points as may be found necessary to construct wooden bridges or flooring. Also the necessary retaining walls and tail-races. All retaining walls to be constructed outside of and adjoining the street lines, so that they may be used for foundation walls of buildings.

Adopted.

The Surveyor submitted as such estimate \$9,341.

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

The improvement of Graves street, from Race street to the south line of the Beehive building, by the construction of a Medina stone pavement 22 feet wide, with flag walks 4 feet wide on each side thereof, except at such points as may be found necessary to construct wooden bridges or flooring. Also the necessary retaining walls and tail-races. All retaining walls to be constructed outside of and adjoining the street lines, so that they may be used for foundation walls of buildings.

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 \$9,341, 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 Graves street, from Race street to the south line of what is known as the Butts or Beehive building.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 10th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

The final ordinance for the improvement of St. Joseph street came up.

Ald. Edelman moved to postpone until the first regular meet in May, 1881. Adopted.

FINAL ORDINANCES.

FINAL ORDINANCE NO. 2, 189.

PLANK WALK ON AMES STREET.

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

An ordinance to construct a 2-plank walk on each side of Ames street, from West avenue to Maple street. Also a plank walk 4 feet wide on each side of Ames street, from Maple street to Jay street. 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 each side of Ames street from West avenue to Maple street. Also a plank walk 4 feet wide on each side of Ames street from Maple street to Jay 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 \$1,300, 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 Ames street from West avenue to Jay 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

FINAL ORDINANCE NO. 2, 140.

PIPE SEWER IN SHERIDAN PARK.

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

An ordinance to construct a pipe sewer 9 inches in diameter in Sheridan Park from the sewer in Martin street to a point 339 feet east thereof; also the necessary surface sewers, lot laterals and man-holes.

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

The construction of a pipe sewer 9 inches in diameter in Sheridan Park, from the sewer in Martin street to a point 339 feet east thereof. Also the necessary surface sewers, lot laterals and man-holes.

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 \$655.00, 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 Sheridan Park, from Martin street to a point 309 feet east 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman Weaver, Kelly, Hart—14.

FINAL ORDINANCE NO. 2, 141.

PIPE SEWER IN ONTARIO STREET.

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

An ordinance to construct a pipe sewer 12 inches in diameter in Ontario street, from the sewer in Finney street, to a point 623 feet east thereof; also the necessary surface sewers, lot laterals and man-holes.

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 Ontario street, from the sewer in Finney street to a point 623 feet east thereof; also, the necessary surface sewers, lot laterals and man-holes.

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 \$1,033 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 Ontario street, from Finney street to a point 623 feet east 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, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver Kelly, Hart—14.

The final ordinance for Lake avenue outlet sewer came up.

By Ald. Walbridge—Resolved, That the ordinance for the extension of the Lake avenue outlet sewer be so amended as to extend the present sewer to and through Deep Hollow Culvert into Deep Hollow Creek at an expense of \$2,000. Adopted.

The final ordinance for the opening of a street from State street to Elizabeth street came up.

By Ald. Tracy—Resolved, That the ordinance for the opening of a street from State street to Elizabeth st., be so amended as to read as follows:

The opening of a street 60 feet in width from State street to Elizabeth street, except between Findlay alley and State street, which shall include the Wal-

bridge property, and in accordance with the following route:

From State street, across the Walbridge property and other property to Fitzhugh street; from Fitzhugh street, between the M. E. Church and the First Baptist Church direct to Sophia street; from thence continuing westerly across the Carr property direct to Elizabeth street; the south line of said street intersecting the east line of Elizabeth street at the north line of the alley opposite Hill st. Adopted.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., July 23d, 1880. }
To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2129 for Spencer st. 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 \$97.86.

Yours respectfully,

A. C. MCGLACHLIN, Treasurer.
LOCAL IMPROVEMENT ASSESSMENT NO. 2129.

PLANK WALK ON SPENCER STREET.

Whereas, The Common Council did upon the first day of July, 1880, enact an ordinance for Spencer st. plank walk.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$97.86, 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 south side of Spencer st., from Lake avenue to a point 333 feet east thereof.

Therefore, Resolved, That the sum of \$97.86 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 31st day of July, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

UNFINISHED BUSINESS.

Ald. Hebing moved to adopt the resolution offered by Ald. Weaver at the last meeting, "That the Flower City, City, and Trader's National Banks be designated as the banks to receive the deposits of the city's money for the coming year."

Ald. Hart moved that it be given to the two highest bidders.

Ald. Kelly moved that it be given to the three highest bidders.

Lost by the following vote:

Nays—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—13.

Ayes, Ald. Kelly—1.

Ald. Hart's motion was lost by the following vote:

Ayes—Ald. Tracy, Westbury, Walbridge, Hart—4.

Nays—Ald. FitzSimons, L. M. Otis, Fee, Hebing, Ira L. Otis, Mandeville, Wickens, Edelman, Weaver, Kelly—10.

Ald. Hart then moved that the highest bidder receive the deposits.

Lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Mandeville Hart—4.

Nays—Ald. Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Wickens, Edelman, Weaver, Kelly—10.

Ald. Hebing's motion was then adopted by the following vote:

Ayes—Ald. L. M. Otis, Fee, Hebing, Ira L. Otis, Wickens, Edelman, Weaver, Kelly—8.

Nays—Tracy, FitzSimons, Westbury, Walbridge, Mandeville, Hart—6.

The resolution of the Assessment Committee in relation to the assessments of heirs Ira Haskins, James R. and Florence P. Hair, came up.

Ald. Mandeville moved that the resolution be adopted.

Ald. Hebing moved that it be indefinitely postponed. Adopted.

The resolution of Ald. L. M. Otis in regard to rearranging lamp posts on North avenue came up.

Ald. Hart moved to indefinitely postpone.

Lost by the following vote:

Ayes—Ald. Tracy, Westbury, Mandeville, Hart—4.

Nays—Ald. FitzSimons, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Wickens, Edelman, Weaver, Kelly—10.

Ald. Edelman moved that the resolution be referred to the Lamp Committee to report at the next regular meeting.

Ald. Weaver moved that it be referred to the Lamp Committee, with power to act.

Ald. Hart moved that it lie on the table. Carried.

EXECUTIVE BUSINESS.

Ald. Edelman moved to proceed to ballot for Commissioner of Deeds, and that the Clerk cast the ballot. Adopted.

Geo. Long, John A. Bernhard and Sidney B. Perkins, having received the requisite number of votes, were declared elected.

Ald. Fee moved to proceed to a *viva voce* vote for Inspector of Election for the 1st district of the 5th ward.

Martin J. Gannon was named by Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Martin J. Gannon having received the requisite number of votes was declared elected Inspector of Elections for the 1st district of the 5th ward.

MISCELLANEOUS BUSINESS.

By Ald. Mandeville—Resolved, That a license be granted to Cooper, Bailey & Co to exhibit their circus in this city Aug. 18, 1880, on their paying into the City Treasury the sum of twenty-five dollars. Adopted.

By Ald. Mandeville—Resolved, That the City Clerk draw an order on the City Treasurer for \$5.00 to pay for the ringing of the City Hall bell on the 4th of July last, and charge to Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman Weaver, Kelly, Hart—14

By Ald. Walbridge—Resolved, That the Executive Board be and it is hereby directed to lay water pipe in Costar street from Saratoga av. to Frank street a distance of about 750 feet, and charge Water Pipe Extension Fund, when there are funds applicable. Adopted.

By Ald. Ira L. Otis—Whereas, The city is frequently subjected to lawsuits, expenses, &c., for emptying the sewerage of nearly all the sewers on the east side of the Genesee River on private property; and,

Whereas, The city is capable, far beyond almost any city of providing a proper outlet for all its sewers, therefore

Resolved, That the City Surveyor be instructed to prepare and bring in an ordinance for building an intercepting sewer capable of receiving the sewerage of all outlet sewers on the east side of the river, with its outlet below the lower falls, at the next regular meeting. Adopted.

By Ald. L. M. Otis—Resolved, That the City Treasurer receive from the Asbury church society \$87.70, with 7 per cent. interest from November 15th, 1879, and cancel the tax as to the balance.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

By Ald. L. M. Otis—Resolved, That the City Treasurer be and he is hereby authorized to secure from Mrs. Catherine J. Price the amount of her bid at the tax sale of 1880 upon the property located on the corner of Briggs place and Chili road, and deliver to her the certificate of such sale.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Ald. L. M. Otis presented the petition of R. De Garmo for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Hart called up the communication of the City Treasurer.

The Treasurer was called for and heard.
Ald. Tracy moved that the recommendation of the Treasurer be adopted.

Adopted by the following vote:
Ayes—Ald. Tracy, Westbury, Fee, Hebing, Ira L. Otis, Walbridge, Wickens, Edelman, Kelly, Hart—10.

Nays—Ald. Fitz Simons, L. M. Otis, Weaver—3.

Ald. Fitz Simons presented the assessment rolls for Helfer street plank walk, Upton park flag walk, Thompson street plank walk, Bay street plank walk, and moved that they be confirmed.

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

OPENING A STREET FROM STATE TO FITZHUGH STREET.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council, the expense of opening a street 60 feet in width from State street to Fitzhugh street, except that portion between State street and Pindall alley, which shall be 57.93 feet in width on the west line of State street and 59.73 feet in width on the east line of Pindall alley.

Adopted.
The Surveyor submitted as such estimate \$35,000.
By Ald. Tracy—Resolved, That the following improvement is expedient, viz:

The opening of a street 60 feet in width from State street to Fitzhugh street, except that portion between State street and Pindall alley, which shall be 57.93 feet in width on the west line of State street and 59.73 feet in width on the east line of Pindall alley.

And the following described territory on which to locate said street is deemed necessary to be taken therefor, viz:

Beginning at a point in the west line of State street and 506.07 feet north of the intersection of said line with the north line of West Main street, said point being 4 inches south of the north face of the north

wall of the Martin block; thence westerly parallel with, and 4 inches south of the north face of said wall to the east line of Pindall alley; thence northerly along the east line of Pindall alley 59.73 feet to the south face of the south wall of the Church-ill block; thence easterly along the south face of said wall to the west line of State street; thence southerly along the west line of State street 57.93 feet to the place of beginning, and owned by Silas D. Walbridge.

Also the following described territory lying west of the above, viz: Beginning at a point in the east line of Fitzhugh street 41.37 feet north of the intersection of said line with the north line of West Main street, said point being 1.37 feet north of J. D. Husband's south line; thence easterly and parallel with said J. D. Husband's south line and 1.37 feet north thereof to the west line of Pindall alley; thence northerly along the west line of Pindall alley 20.63 feet to said Husband's north line; thence westerly along said Husband's north line to the east line of Fitzhugh street; thence southerly along the east line of Fitzhugh street 20.63 feet to the place of beginning, and owned by J. D. Husband.

Also, the following described territory lying north of and adjoining the last above mentioned, viz: Beginning at the intersection of the north line of J. D. Husband's lot, with the east line of Fitzhugh street; thence easterly along the north line of said Husband's lot to the west line of Pindall alley; thence northerly along the west line of Pindall alley, 23 feet, to the north line of Julia Ver Valin's lot; thence westerly along the north line of said Ver Valin's lot to the east line of Fitzhugh street; thence southerly along the east line of Fitzhugh street, 23 feet, to the place of beginning, and owned by Julia Ver Valin.

Also, the following described territory, lying north of and adjoining the last above mentioned, viz: Beginning at the intersection of the north line of Julia M. Ver Valin's lot with the east line of Fitzhugh street; thence easterly along the north line of said Ver Valin's lot to the west line of Pindall alley; thence northerly along the west line of Pindall alley 17.37 feet; thence westerly and parallel with said Ver Valin's north line to the east line of Fitzhugh street; thence southerly along the east line of Fitzhugh street 17.37 feet to the place of beginning, and owned by Dr. Shipman.

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 \$88,000, 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 State street, from Main street to the N. Y. C. & H. R. Railroad.

One tier of lots on each side of West Main street, from the Genesee River to Sophia street.

One tier of lots on each side of Fitzhugh street, from W. Main to Allen street.

One tier of lots on each side of Allen street, from Sophia street to State street.

Also, all the territory not heretofore mentioned which is enclosed within the following described boundary lines, viz: bounded on the west by State street; on the north by Mumford street; on the east by the Genesee river, and on the south by West Main street, excepting therefrom one tier of lots on each side of Front street, from West Main street to Mumford street.

Also, all that portion of the Second Ward lying between the Genesee river and Sophia street, and south of the north line of the New York Central and Hudson River Railroad property.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of title vii, section 172 of the revised Charter of 1880 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 10th, 1889, 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.
By Ald. Tracy—Resolved, That a license be granted the Grand Opera House until July 1st, 1881, on the proprietors paying into the City Treasury the sum of twenty-five dollars. Adopted.

L. M. Otis moved that the Lamp Committee be instructed to advertise for proposals for painting the Boulevard lamp tops. Adopted.

Ald. Fee moved to adjourn. Adopted.
LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, Aug. 10th, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. L. M. Otis—Bills of

National Gas Light Co., lighting and care of lamps, mo. July..... 595 00
Kelly Lamp Works, lamp tops..... \$178 00

Referred to Lamp Committee.

Ald. L. M. Otis presented the petitions of Geo. C. Hollister and M. Zimmeman for permission to erect wood buildings, and moved that the prayer of the petitioners be granted. Adopted.

Ald. L. M. Otis presented the petition of George Bing. Referred to the Law Committee.

Ald. Fee presented the petition of Charles Kase for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Fee presented the petition of Ignatz Thalheimer for remission of tax. Referred to the Assessment Committee.

Ald. Fee presented the petition of E. V. Stodard for permission to erect a wood building to be used as a morgue, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Fee presented the petition of Joseph Samdry for permission to stand at the corner of Main and N. Water streets to sell peanuts and fruits and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Hebing—Bills of

Lovel Hamlin, hack hire..... \$5 00
Chas. F. Torrance, printing..... 5 00

Referred to the Law Committee.

By Ald. I. L. Otis—Bills of

Union and Advertiser, printing..... \$15 00
Union and Advertiser, printing Charter and Manual..... 332 00
Benford & Stewart, maps..... 30
Drew, Allis & Co., publishing ordinances..... 100 00
Mensing & Stecher, printing..... 10 00

Referred to the Contingent Expense Committee.

By Ald. Mandeville—Bills of

Wm. G. Reid, labor City Hall..... 1 70
Rochester Gas Co., City Hall and Front Street Building..... 69 00

Referred to the City Property Committee.

Ald. Mandeville presented the petition of Lewis Chase for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Weaver—

OVERSEER OF THE POOR OFFICE, }
ROCHESTER, Aug. 2d, 1880. }

To the Honorable the Common Council of the City of Rochester

The undersigned, Overseer of the Poor of the city of Rochester, would respectfully report that during the month of July he has relieved 400 families in the following manner:

Orders on Poor Store.....	\$1,391 25
.. .. Coal Yard.....	22 70
.. .. Gas works for coke.....	65 45
.. .. Schofield & Darling, transportation.....	6 81
.. .. G. L. Baker.....	42 56
.. .. Lewis & Co.,	6 00
.. .. Undertakers.....	75 50
.. .. L. P. Beck, shoes.....	2 50
.. .. Haskins & Smith, medicine.....	25

Total.....	\$1,616 03
Less Towns.....	56 00

Total to city..... \$1,560 03
All of which is respectfully submitted.

P. W. TAYLOR, Overseer of the Poor.

Ordered received, filed and published.

By Ald. Weaver—Bills of

Roch. City Hospital, bd. inmates.....	\$1,033 50
St. Joseph's Orph. Asy.....	723 58
St. Mary's Orph. Asy., bd. inmates.....	338 40
Rochester.....	735 44
St. Patrick's.....	621 48
St. Mary's Hospital,	3,088 71
Home of Industry.....	161 20
Home for the Friendless, bd. inmates.....	83 58
Bulkley & Richmond, groceries.....	8 00
Smith, Perkins & Co.,	129 00
A. H. Cork.....	11 03
Henry East, meat.....	26 00
Adam Vogel.....	50 00
P. Joyce, burials.....	6 50
D. Fichtner, bread.....	99 63
Goetzman & Son.....	36 00
Rochester Gas Co., coke.....	87 45
P. W. Taylor, disbursements.....	60 45
James Normile, salary for July.....	40 00
J. Schutte services.....	20 00

Ald. Edelman moved that the bill of Joseph Schutte be referred to the Law Committee.

Ald. Hart moved that the bill of James Normile be referred to the Law Committee.

Ald. Weaver called for a division of the question.

Ald. Edelman's motion was adopted by the following vote:

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Felsing, Edelman, Kelly, Hart—10.

Nays—Ald. Ira L. Otis, Mandeville, Wickens, Weaver—4.

Ald. Hart's motion was adopted by the following vote:

Ayes—Ald. FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Felsing, Edelman, Kelly, Hart—9.

Nays—Ald. Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—5.

The balance of the poor bills were referred to the Poor Committee.

By Ald. Hart—Resolved, That the Treasurer collect from H. E. Hooker the following amounts with seven per cent. interest:

East avenue sewer, No. 1,798, \$826.68.
Park avenue extension, No. 1,735, \$204.31.
Park avenue extension, No. 1,735, \$291.34.
East avenue improvement, No. 1,849, \$1,-212.03.

Ald. FitzSimons moved to refer to the Assessment Committee. Adopted.

By Ald. Hart—Bills of

B. F. Enos, expenses for July..... \$49 70

Referred to Police Committee.

Ald. FitzSimons presented the petition of Honora Daly asking for correction of taxes paid by her. Referred to the Assessment Committee.

Ald. Felsing presented the petitions of Sarah A. Vincent and August M. Koeth for remission of tax. Referred to the Assessment Committee.

Ald. FitzSimons moved that bill of B. F. Enos be referred back to the Police Committee.

Adopted by the following vote:

Ayes—Ald. FitzSimons, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsing, Wickens, Weaver, Kelly, Hart—12.
Nays—Ald. Westbury, Chambers, Edelman—3.

Ald. Felsing presented the petition of Peter J. Leonard for remission of fine.

Ald. FitzSimons moved to refer to the Law Committee. Adopted.

Ald. Chambers presented the petition of Luther C. Benedict for permission to erect a wood building. Referred to Wood Building Committee.

REPORTS OF STANDING COMMITTEES.

Ald Hart from the Police Committee, Ald. Weaver from the Poor Committee, Ald. Mandeville from the City Property Committee, Ald. Hebing from the Law Committee, Ald. Ira L. Otis from the Contingent Expense Committee, Ald. L. M. Otis from the Lamp Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

By Ald. Edelman—Resolved, That E. B. Chace and John Van Male have permission to erect wood buildings according to their several petitions, under the direction of Wood Building Committee and Fire Marshal. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Aug. 10, 1880.

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

CONTINGENT FUND.

Mensing & Stecker, printing	\$ 11 50
Union and Advertiser	145 00
Drew, Ellis & Co., directories	30 00
Heller & Brightly, surveyor's transit	234 50
E. W. Williams, disbursements for Geo. D. Williams	15 19
A. C. McClachlin, disbursements	20 08
John Bower, services Treasurer's office	720 00
S. B. Williams	714 00
Lunch for Council	10 00
And charge that fund.	

POOR DEPARTMENT FUND.

E. R. Andrews, printing	\$ 28 50
Philip Weider, beans	7 00
Meyers & Bentley, paper	57 53
Peter Liene, cleaning carpet	2 10
W. & J. M. Aikenhead, soap	58 00
J. A. Ranney, water cooler rep.	5 00
Geo. L. Baker, transportation	71 92
I. M. Chase, flour	64 20
.. ..	70 15
.. ..	137 50
.. ..	36 75
Smith, Perkins & Co., groceries	180 81
A. G. Schreck, groceries	8 00
S. Wheeler, rent	6 00
Hiram Sibley	4 00
H. McLean, rent	7 50
St. Patrick's Orphan Asylum, board inmates to July 1	621 43
Home of Industry, board inmates to July 1	161 20
Home for the Friendless, board of inmates to July 1	83 38
Rochester Orphan Asylum, board of inmates to July 1	735 44
St. Mary's Orphan Asylum, board inmates to July 1	838 20
St. Joseph's Orphan Asylum, board inmates to July 1	723 88
Rochester City Hospital, board of inmates to July 1	1083 50
St. Mary's Hospital, board inmates to July 1	3038 71
And charge that fund.	

LAMP DEPARTMENT FUND.

Howe & Snyder, material	\$ 83 14
Goodale & Siles, lamp burners	22 03
Kelly Lamp Works, lamp tops	178 00
Citizens' Gas Co care lamps, July	2,577 61
Roch. Gas Co.,	2,038 06
R. R. Gay,	656 74

Wm. Connors, rep. lamps	32 50
National Gas Co.,	595 00
And charge that fund.	

CITY PROPERTY FUND.

Smith, Perkins & Co., pails and tub	\$ 1 92
J. E. Hayden & Co., rep. chairs, Mayor's office	13 50
Geo. Ellis, ice	12 50
Howe & Snyder, labor and material	34 60
O. L. Angevine, oilometer	12 00
I. F. Carter, carpet, &c.	191 74
F. J. Irwin, monthly cleaning	67 24
And charge that fund.	

HEALTH DEPARTMENT FUND.

M. Huntington, oil	\$ 1 50
And charge that fund.	

PARK DEPARTMENT FUND.

F. C. Schaeffer, rep. mowers	\$ 9 25
And charge that fund.	

POLICE FUND.

POLICE PAY ROLL FOR JUNE, 1880.

Alex. McLean	\$130 00
Samuel Brown	80 00
Peter Hughes	80 00
W. J. Rogers	80 00
Thos. Lynch	80 00
Peter Lauer, Jr.	80 00
P. C. Kavanaugh	80 00
Ferry Marzluff	80 00
Thos. A. Burchell	80 00
Caleb Pierce	80 00
Henry Baker	80 00
Jos. P. Cleary	80 00
Frank B. Allen	70 00
W. R. M'Arthur, 24 days	56 16
Jacob Frank	70 00
John C. Hayden	70 00
John Wangman	70 00
Hugh Johnston	70 00
Hugh Clark	70 00
John H. Dana	70 00
Ed. Van Vorst	70 00
John C. M'Quatters	70 00
Wm. White	70 00
Thos. Dukelow	70 00
Fred. Griebel	70 00
Patrick H. Sullivan	102 00
Chas. M'Cornick	80 00
Jos. S. Roworth	80 00
Wm. F. Lush, 28 days	65 52
Barth. Crowley	70 00
Robt. Burns, 29 days	67 86
Ralph Bendon	70 00
John J. Garrett	70 00
Jacob Harter	70 00
Thos. Crouch, 29 days	67 86
Andrew Connolly, 29 days	70 00
Wm. P. O'Neil, 29 days	67 86
Benj. C. Further	70 00
Wm. Keith	70 00
B. Horcheler	70 00
John Mitchell	70 00
Robt. M'Kee	70 00
Chas. E. Fowler	70 00
Michael Brady	70 00
Wm. M'Kelvy	70 00
Joseph Legler, 29 days	67 86
Wm. H. DeWitt	70 00
Nicholas J. Loos	70 00
Samuel Schwartz	70 00
Jas. A. Johnson	70 00
Patk. Hoctor	70 00
John Leopold	70 00
Louis Jesserer, 27 days	68 18
Frank Value, 29 days	67 86
Michael Cain	70 00
Wm. Burgess	70 00
Michael Hynes, 26 days	60 84
Chas. Hart	70 00
Frank D. Fay	70 00
Geo. Hoffner	70 00
James F. Flynn	70 00
John Monaghan	70 00
John B. Davis	70 00
Henry D. Shove, 29 days	67 86
Michael Wolf, Jr.	70 00
John M. Reis	70 00
Charles W. Peart, 29 days	67 86
Wm. L. Hellens, 29 days	65 52
Louis Nold, 28 days	65 52
Jerry Twaig	70 00
Ed. McDonough	70 00
Older Oliver, 29 days	67 86
John Dean	70 00
Jos. St. Hellens, 29 days	65 52
Peter Hess	70 00
Daniel Goulding, Jr.	70 00
Patrick Holloran, 29 days	67 86

Henry Graven, 10 days.....	23 40
Chas. Siefferd.....	70 00
Frank S. Skuse.....	70 00
Oliver A. Youle.....	70 00
Frederick Kippitt.....	70 00
Mich. Hyland.....	70 00
Jacob Markey.....	66 00
Hiram Rogers.....	50 00
B. Frank Enos, Clerk of Commissioners.....	83 40
And charge that Fund.....	

Rochester Gas Light Co., gas.....	19 60
Kelly Lamp Works, repairing lamps.....	19 65
James Field, hose.....	1 60
G. W. Aldridge, building.....	16 20
B. L. Hovey, medical services.....	15 00
Geo. Bantel & Son, horse hire.....	22 50
W. Bayer, expenses.....	15 70
H. Brewster & Co., brooms.....	5 50
E. B. Sintzenich, repairs H. & L. truck.....	1 00
I. F. Carter, mat.....	1 25
Street Department, repairs at engine house.....	8 77
J. R. Chamberlin, ag't, packing.....	17 72
M. Huntington, supplies.....	3 87
Samuel M. Stewart, repairs.....	49 39

\$ 661 08

EXECUTIVE BOARD OF THE CITY OF ROCHESTER,
OFFICE CITY HALL, Rochester, Aug. 9, 1880.

To the Common Council:
The annexed bills and estimates having been duly audited, examined, and settled by this Board, are by a resolution of this Board hereby ce tiled to the Common Council for payment, in accordance with Sec. 148 of the City Charter.
Respectfully,
THOS. J. NEVILLE, Clerk.

STREET DEPARTMENT.

Highway Fund.

Leighton Bridge and Iron Works Co., repairs bridges.....	553 38
E. J. Smith, sweeper.....	2 50
Philp & Schabert, repairing wagon.....	8 87
F. Bauer, labor Allen street bridge.....	4 00
C. H. Chappell.....	4 00
G. W. & C. T. Crouch, stakes.....	114 75
Chace & Meyers, lumber.....	282 38
Chace & Meyers.....	218 84
D. Clancy, gravel, sand and stone.....	41 55
C. Schwabach, sand and gravel.....	55 65
E. C. Campbell.....	2 10
J. R. Chamberlin, agt., supplies.....	2 66
Water Works department, repairing boat.....	7 06
L. Gardner, painting hydrants.....	55 50
A. M. Moser, coal for steam roller.....	6 06
James Field, supplies.....	247 75
F. C. Lauer, Macadam stone.....	1 10
Rochester Lime Co., water lime.....	

\$1,704 50

STREET DEPARTMENT.

Garbage Fund.

J. Kauber, removing garbage.....	100 00
Edward Line, signs for 6 wagons.....	9 00
	\$109 00

Water Works Department—Water Pipe Fund.

Dru lard & Hayes, estimate, pipe and specials.....	\$2,527 85
George L. Tubbs & Co., estimate, Group 49.....	380 00
Howe & Snyder.....	300 00
F. C. Lauer.....	52..... 630 00
Geo. M. Dowd, inspecting pipe.....	124 00
Thos. J. Neville, cartages.....	6 15

\$4,478 00

Water Works Department—Water Works Fund.

Mary E. Castleman, erroneous assessment.....	\$ 7 70
Mary Metz.....	2 36
Patrick Egan.....	4 51
Robert Boyd, cup and chain.....	4 45
L. Schmitt, horse shoeing.....	16 25
James Field, supplies.....	3 13
R. Crennelle, expenses, conduit line.....	32 58
A. H. Kasseall, horse hire.....	12 00
J. R. Chamberlin, ag't, packing and waste.....	23 03
Thos. J. Neville, expenses.....	101 54
Sherlock & Sloan, pipe and fittings.....	15 48
Union Meter Co., meters and repairs.....	62 50
Water Pipe Fund, order erroneously drawn.....	10 00
Geo. W. Aldridge, labor and material.....	11 95
J. Cowles, derrick.....	12 00
Rochester Lime Co., cement.....	1 10
S. B. Stuart & Co., coal.....	70 20
M. Greenagle, horse hire.....	6 00

\$ 392 88

Local Improvements.

Jas. Buckley, inspecting Kelly st. sewer.....	\$ 27 00
John Lutes, N. St. Paul st.....	78 75
Wm. Webb, estimate, Wackerman st. sewer.....	532 10
A. C. Bowen, Kelly st. sewer.....	383 07
James D. Casey, Hunter st. sewer.....	669 92
John Creegan, Monroe ave. sewer.....	300 00

\$1,990 84

Fire Department—Fire Department Fund.

Chace & Meyers, lumber in 1879.....	\$ 6 45
A. Drinkwater, veterinary services.....	22 50
George Bantel, pair of horses.....	400 00
Rochester German B. and Tile Co., brick.....	7 50
Water Works Department, labor and material.....	18 71
Sargent & Greenleaf, gong.....	1 75
D. W. Redding, iron work.....	6 42

Ald. Kelly moved to strike the bill of W. C. Baine from the Finance Budget and refer to the Law Committee.

Ald. Hebing moved that it be referred to the Special Committee on Investigation.

Adopted by the following vote:
Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsingers, Wickens, Edelman, Weaver, Kelly, Hart—15.

Nays—Ald. FitzSimons.
The Finance Budget was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsingers, Wickens, Edelman, Weaver, Kelly, Hart—16.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—
MAYOR'S OFFICE,
ROCHESTER, Aug. 10th, 1880.

To the Members of the Common Council:

The following letter from the Secretary of the "Industrial Exhibition Association of Toronto" was received by me a few days since, and I transmit the same to you, that you may take such action as my seem fitting and proper.
CORNELIUS R. PARSONS.

TORONTO, July 21st, 1880.

To His Honor the Mayor of Rochester:

SIR: I am directed by the Board of the Industrial Exhibition Association of Toronto to invite your Honor and the members of the corporation of the city of Rochester to visit the annual exhibition of the Association, to be held in this city from the 6th to the 18th of September.

I may mention that the corporations of Detroit and Buffalo have also been invited and the Detroit Council have accepted.

I should be glad to know as early as possible if we may look for the pleasure of such a visit, in which case I will communicate with you further on the subject.

I have the honor to be, sir, your obedient servant,
H. J. HILL,

Sec. Industrial Ex. Ass'n.

Ald. L. M. Otis moved that the invitation be accepted, received, filed and published.
Adopted.

By the Clerk—
ROCHESTER, Aug. 10, 1880.

To the Honorable Common Council:

GENTLEMEN: You are most respectfully invited to accompany the Ryan Zouaves on their return visit to the city of Syracuse on Monday, August 23d. Respectfully yours,

CHAS. H. YOST, Capt. Ryan Zouaves.

Ald. Hebing moved that the invitation be accepted and that a committee of five be ap-

pointed to make the necessary arrangements. Adopted.

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Aug 10th, 1880.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 10th day of Aug., 1880, as required by section 58 of the City Charter.

	Balance Undrawn.....	\$108,368 51
Board of Education Fund.....		31,509 59
Fire Department Fund.....		43,685 86
Poor Department Fund.....		43,705 41
Police Department Fund.....		50,748 04
Contingent Fund.....		35,115 58
Highway Fund.....		30,464 44
Lamp Fund.....		4,650 10
Health Fund.....		3,134 73
City Property Fund.....		9 10
House for Truants Fund.....		1,688 90
Park Fund.....		.....

A. C. MCGLACHLIN, Treasurer.

Subscribed and sworn to before me this 10th day of August, 1880.

CHAS. H. STILLWELL,
Commissioner of Deeds.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Aug. 10, 1880.

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

- Martin J. Gannon, Inspector Election, 1st district, 5th ward.
- J. W. Kimball, Commissioner of Deeds.
- George Long, Commissioner of Deeds.
- Jno. A. Bernhard, Commissioner of Deeds.
- Sidney B. Perkins, Commissioner of Deeds.
- LUCIUS M. MANDEVILLE,
City Clerk.

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF JULY, 1880.

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 July 1st, and ending July 31st, 1880, for licenses to sell and dispose of strong and spirituous liquors, ales, wine and beer in quantities less than five gallons at a time, to wit:

Genesee Valley Distilling Company, Mumford and Mill sts.....	\$30 00
Bernhard, D. A. and Son, 80 Lyell st.....	46 16
Eagan, Patrick, 55 Prospect st.....	44 00
Bayer, Libola, 306 N. Clinton st.....	40 00
Zimmer, Charles, 40 Caroline st.....	40 00
Hayd, John B., 100 East av.....	43 30
Theis Rosa, 54 N. Water st.....	20 00
Mannes, Christian, 78 South av.....	40 00
Pash & Gohn, 53 1/2 Kelly st.....	40 00
Burkholz, Wendelin, 76 N. Chatham st.....	40 00
Yowman, Mary, 145 West Main st.....	20 00
Brewer, Saml. S., 3 Front st.....	54 50
Bickel, John, 20 N. Clinton st.....	40 00
Zurn, Phillo, corner Orange and Orchard sts.....	20 75
Higgins, Catherine, 233 Plymouth av.....	41 00
Brayer, John C., 70 Wilder st.....	40 00
Vail, John J., 41 E. Main st.....	41 00
Leidecker, Geo. F., 298 N. Clinton st.....	40 00
Burrell, Saran, 332 State st.....	42 00
Kase, George, corner Tonawanda and Wilder sts.....	40 00
Kase, E. G., 267 Plymouth ave.....	41 00
Kenning, Chas. B. & Co., 112 East ave.....	40 00
Welker, Eugene, 31 Herman st.....	44 50
Biel, Antony, 124 Pinnacle ave.....	45 00
Heisler, John, 20 S. St. Paul st.....	40 00
Martin, A. H., corner Lyell and Child sts.....	42 75
Fahrer, John, 14 Hawkins st.....	41 38
Shornburg, Hugo, 21 South ave.....	23 00
Mitchell, Wm., 232 State st.....	23 00
Burdell, Joseph, 222 W. Main st.....	40 00
Conway, John, 314 State st.....	33 00
Krieg, Marcellus, 119 N. Clinton st.....	40 00
Schaefer, E. P., 81 and 83 St. Paul st.....	40 00
Wiegand, Anthony G., 69 Monroe ave.....	40 00
Atridge, Joseph, corer Jay and Child sts.....	45 00
Meinhad, Maria, 175 N. Clinton st.....	40 00
Spang, Michael, 97 Smith st.....	42 00
Ward, Caroline, 122 Adams st.....	40 00
Fritz, George G., 296 N. Clinton st.....	25 00
Zimmer, Wm., 84 Atwater st.....	30 50

Kase, Nicholas, corner Whitney and Orange sts.....	43 00
Kitcullen, Marcus, 119 S. St. Paul st.....	40 00
Ritz, Ferdinand, 103 N. Clinton st.....	40 00
Martin, John C., corner E. Maple and Francis sts.....	21 00
Vickerman, Joseph, 100 Mill st.....	50 00
Lynch, James, 180 N. St. Paul st.....	25 00
Reideseal and John Flynn, 246 St. Joseph st.....	20 00
Stevenson, John, 88 Front st.....	40 00

Total amount received and deposited with the City Treasurer..... \$1,792 84
Dated Rochester, N. Y., Aug. 2, 1880.

STATE OF NEW YORK,
County of Monroe, } ss.
City of Rochester.
Vincent M. Smith, Conrad Herzberger, and William F. Morrison, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from July 1st to July 31st, 1880, inclusive.

VINCENT M. SMITH,
CONRAD HERZBERGER,
WILLIAM F. MORRISON,
Excise Com'rs.

Sworn to before me this 2d day of August, 1880.

E. F. STILLWELL,
Commissioner of Deeds in and for the city of Rochester, N. Y.

Ordered received, filed and published.

EXECUTIVE BOARD,
ROCHESTER, July 31, 1880.

To the Common Council:

I have the honor to transmit herewith statements showing the expenditures by this Board in the month of July, and the present condition of the several funds in the charge of this Board. Respectfully, your obedient servant,
THOMAS J. NEVILLE, Clerk.

EXECUTIVE BOARD, CITY OF ROCHESTER, }
Office City Hall, July 31, 1880.

Monthly Statement showing the expenditures by the Executive Board for all purposes during the month of July, 1880; also the condition of the several funds in the charge of the Executive Board at this date:

Amounts credited to City Treasurer:	
Orders by Executive Board for labor.....	\$ 6,714 31
Orders by Common Council.....	71,865 52
	78,579 83

Funds Debited:

Highway.....	\$7,150 65
Water Works, including \$45,000 for interest.....	48,303 60
Water Pipe.....	9,884 96
Fire Department.....	3,536 14
Salary and Expense.....	639 15
Garbage.....	506 63
Exchange street sewer.....	1,101 95
Hunter street sewer.....	48 00
Wackerman street sewer.....	32 25
Kelly street sewer.....	2 81
Monroe avenue sewer.....	2 25
Spencer street walk.....	97 86
North St. Paul street improvement.....	6,000 00
25 sprinkling ordinances.....	1,323 58
	78,579 83

Balance Sheet—Condition of Funds.

Dr. Balances:	
City Treasurer.....	\$ 62,112 47
Sidewalk Repair Fund.....	2,009 95
Exchange Street Sewer Fund.....	6,542 95
Hunter street Sewer Fund.....	1,296 00
Wackerman Street Sewer Fund.....	32 25
Kelly Street Sewer Fund.....	2 81
Monroe Avenue Sewer Fund.....	2 25
North St. Paul street Improvement Fund.....	18,104 50
25 sprinkling ordinance funds.....	2,279 70
	92,332 88
Cr. Balances:	
Highway Fund.....	\$ 36,100 96
Water Works Fund.....	2,231 86
Water Pipe Fund.....	10,725 86
Water Works Fund (special).....	1,515 47
Fire Department Fund.....	31,623 73
Salary and Expense Fund.....	5,352 82
Macadam Stone Fund.....	1,933 81
Garbage Fund.....	3,493 87
	92,332 88

ACTION ON ORDINANCES.

FIRST ORDINANCES.

FLAG WALK ON GOODMAN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a flag walk 5 feet wide on the east side of Goodman street, from East avenue to Park avenue, except where good 5 foot flag walks now exist.

Adopted.

The Surveyor submitted as such estimate \$1,518.

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

The construction of a flag walk 5 feet wide on the east side of Goodman street, from East avenue to Park avenue, except where good 5 foot 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 \$1,518, 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 Goodman street, from East avenue to Park avenue, in front of which the proposed flag walk shall be constructed.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172, of the Revised Charter of 1880, 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 24th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

WIDENING HAND STREET.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council the expense of widening Hand street on the north side thereof, from the east line of the St. Bridget's Church property to the west line of Clinton street.

Adopted.

The Surveyor submitted as such estimate \$150.

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

The widening of Hand street on the north side thereof, from the east line of the St. Bridget's Church property, to the west line of Clinton street, and the territory deemed necessary to be taken therefor is described as follows, viz.: All that portion of lots number 13, 14, 15, 16 and 17 of Riley's subdivision lying south of the following described line: Beginning at the intersection of the north line of Hand street with the west line of the above mentioned lot number 17, thence easterly in the north line of Hand street, continued to the east line of said lot number 17, thence in a direct line to the intersection of the southeast corner of the above mentioned lot number 13 with the west line of 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 \$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 Hand street from St. Paul street to Clinton street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII, section 172 of the Revised Charter of 1880, 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 24th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PIPE SEWER IN EAST AVENUE.

By Ald. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 15-inch pipe sewer in East avenue from the west line of Upton Park to the East avenue sewer, at a point about 50 feet east of Henry E. Hooker's west line.

Adopted.

The Surveyor submitted as such estimate, \$700.

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

The construction of a 15-inch pipe sewer in East avenue from the west line of Upton Park to the East avenue sewer, at a point about 50 feet east of Henry E. Hooker's west line.

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 Sibley Park, from East avenue to the south end thereof; also one tier of lots on each side of Meigs street, from East avenue to Park avenue; also one tier of lots on each side Arnold Park from East avenue to Park avenue; also one tier of lots on each side Goodman street, from East avenue to Park avenue; also one tier of lots on each side Park avenue, from Meigs street to Goodman street; also one tier of lots on each side Rowley street, from Park avenue to Brighton avenue; also one tier of lots on each side East avenue, from a point 200 feet east of Alexander street to a point 50 feet east of Henry E. Hooker's west line.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172 of the Revised Charter of 1880, 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 24th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON CAYUGA PLACE.

By Ald. Chamber—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet and 8 inches wide on the west side of Cayuga Place, from Grand street to Meigs street.

Also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$383.

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

The construction of a plank walk 4 feet and 8 inches wide on the west side of Cayuga Place, from Grand street to Meigs 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 \$383, which estimate is hereby approved.

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

One tier of lots on the west side of Cayuga Place, from Grand street to Meigs street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172 of the Revised Charter of 1880, 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 afternoon, August the 24th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON WACKERMAN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet wide on the east side of Wackerman street, from Jay street to Campbell street.

Adopted.

The Surveyor submitted as such estimate, \$300.

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

The construction of a plank walk 4 feet wide on the east side of Wackerman street, from Jay street to Campbell 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 \$300, which estimate is hereby approved.

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

One tier of lots on the east side of Wackerman street, from Jay street to Campbell street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, of section 172, of the Revised Charter of 1880, 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, August 24th, 1880, at 6 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

FINAL ORDINANCE, NO. 2,142.

IMPROVEMENT OF GRAVES STREET.

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

After hearing such allegation from all persons appearing.

Ald' Kelly submitted the following:

An ordinance to improve Graves st. from Race st. to the south line of the Beehive building, by the construction of a Medina stone pavement 22 feet wide, with flag

walks 4 feet wide on each side thereof except at such points as may be found necessary to construct wooden bridges or flooring. Also the necessary retaining walls and tail-races. All retaining walls to be constructed outside of and adjoining the street lines, so that they may be used for foundation walls of buildings.

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

The improvement of Graves street, from Race street to the south line of the Beehive building, by the construction of a Medina stone pavement 22 feet wide with flag walks 4 feet wide on each side thereof, except at such points as may be found necessary to construct wooden bridges or flooring. Also, the necessary retaining walls and tail-races. All retaining walls to be constructed outside of and adjoining the street lines, so that they may be used for foundation walls of buildings.

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 \$9,341 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 Graves street, from Race street to the south line of what is known as the Butts or Beehive building.

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 six per cent per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

FINAL ORDINANCE NO. 2,143.

EXTENDING LAKE AVENUE OUTLET SEWER.

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

An ordinance to extend the present Lake avenue outlet from the centre of Lake avenue to and through the Deep Hobow culvert into Deep Hollow creek.

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

The extension of the present Lake avenue outlet sewer, from the centre of Lake avenue to and through the Deep Hollow culvert into Deep Hollow creek.

The sewer as extended in Lake avenue to be of stone 3 feet by 4 feet in size, and through Deep Hollow culvert to be of wrought iron pipe 36 inches in diameter.

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 \$2,000, 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 the east line of Lake avenue with the north line of McCracken street; thence northerly along Lake avenue, and including one tier of lots on the east side thereof, to the top of the hill, near the Sweeting property; thence southerly along Lake avenue and including one tier of lots on the west side thereof to Lake View Park; thence westerly along Lake View Park and including one tier of lots on the north side thereof to the westerly extremity of said park; thence westerly on the north line of said park produced, to the street at the east end of the Driving Park grounds; thence southerly along said street and including a strip of land 100 feet wide on the west side thereof to McCracken street; thence westerly along McCracken street and including a strip of land 100 feet wide on the north side thereof to the city line; thence southerly along the city line to the northerly line of the Erie canal lands; thence southeasterly along the northerly and easterly line of the Erie canal lands to a point opposite the south line of Lorimer street; thence easterly to and along Lorimer street and including one tier of lots on the south side thereof to Frank street; thence southerly along Frank street and including one tier of lots on the west side thereof to Jones avenue; thence easterly along Jones avenue and including so many of the lots on the south side thereof as front on

Jones avenue to Lake avenue; thence northerly along Lake avenue and including one tier of lots on the east side thereof, from Ambrose street, to the place of beginning, excepting therefrom the banks of Deep Hollow creek.

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 installment, a discount will be allowed of six per cent per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The final ordinance for the improvement of Goodman street and street through the Hair property came up. After hearing allegations Ald. Hart moved to amend by making the improvement from East avenue to College avenue. Adopted.

The final ordinance for opening of a street from State street to Fitzhugh street came up.

Ald. Tracy moved to indefinitely postpone. Adopted.

The final ordinance for opening of a street from State street to Elisabeth street came up.

Ald. Tracy moved to indefinitely postpone. Adopted.

UNFINISHED BUSINESS.

By Ald. Hebing—Whereas, The Common Council has ordered water pipe to be laid in the city streets to the amount of three thousand (\$3,000) dollars beyond and in excess of the amount of available funds in the City Treasury or raised by general tax, therefore

Resolved, That for the purpose of providing for the expense thereof, the City Treasurer be and he is hereby authorized to make the city's note for a sum not exceeding three thousand (\$3,000) dollars, payable in not more than one year, under the provisions of the last paragraph of section 81 of the city charter, and get the same discounted under direction of the Finance Committee, when necessary, such note to be countersigned by the Chairman of the Finance Committee.

Ald. Hart moved that the amount to be raised for water pipe extension be fixed at \$6,000.

Lost by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Wickens, Edelman, Kelly, Hart—7.

Nays—Ald. FitzSimons, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Weaver—7.

Ald. Tracy moved to add \$2,000 to the amount recommended by the committee.

Ald. FitzSimons moved that the amount be increased \$1,100.

Ald. Edelman moved to lay on the table until the next regular meeting and to add Monroe avenue and Thomas street to the report. Adopted.

Ald. Edelman moved that the report be adopted as amended. Adopted.

EXECUTIVE BUSINESS.

Ald. Mandeville moved to proceed to ballot for Commissioner of Deeds, and that the Clerk cast the ballot. Adopted.

Henry O. Norton having received the requisite number of votes was declared duly elected.

MISCELLANEOUS BUSINESS.

By Ald. Tracy—

Resolved, That the resolution with reference to the persons in the City and St. Mary's Hospitals who are a city charge, adopted by this Board at the meeting of April 27th, 1880, be and the same is hereby reconsidered and repealed; that the Overseer of the Poor be and is hereby directed, under the supervision of the Poor Committee, to give orders to the sick poor who are a city charge, and who may make application, or application may be made on their behalf for admission to the City or St. Mary's hospitals, as such sick poor, or those making application for them may elect; and that the City and St. Mary's Hospitals be paid hereafter by the city the same rates as heretofore for the maintenance and care of the sick poor who are a city charge.

By Ald. Mandeville—And further that the Overseer of the Poor, under the advice and direction of the Poor Committee, refuse to maintain at either of the above hospitals such persons as in their judgment may not be entitled to the same.

Ald. Tracy accepted the amendment of Ald. Mandeville.

The resolution was then adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Fee moved to reconsider the vote just taken.

Lost by the following vote :

Ayes—Ald. Tracy, Fee, Hebing, Chambers, Felsing, Edelman, Kelly, Hart—8.

Nays—Ald. FitzSimons, Westbury, L. M. Otis, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—8.

By Ald. FitzSimons—

To the Honorable Common Council of the City of Rochester :

Your Executive Board would respectfully call the attention of your honorable body to the indefiniteness of a resolution passed at a special meeting of your honorable body, July 6th, 1880, which resolution requires the Executive Board "to remove all rubbish and debris from the bed of the river, and they are hereby authorized to direct the City Attorney to prosecute under this ordinance for the expense thereof." That from the language thereof your Executive Board understand that their entire labor of cleaning said river bed is to be paid solely from the fund thus created; and your Executive Board are satisfied that no fund sufficient can thus be raised, and but a small one if any, for the reason that it is difficult to procure the necessary evidence to convict the offenders.

And therefore we ask that the expense thereof be charged to the Contingent Fund, and that the ordinance be amended accordingly.

Rochester, N. Y., Aug. 10, 1880.

JACOB GERLING,
Chairman Executive Board.
F. P. KAVANAGH.

By Ald. FitzSimons—Resolved, That the Executive Board be directed to remove all rubbish and debris from the bed of the river, and to remove all stone and mortar collected in

building the piers of Main street bridge and the Front street building, and the expense thereof to be charged to the contingent fund, and that the City Attorney be authorized by them to prosecute under the ordinance for the violation of the penal ordinance in relation to throwing of offensive matter, rubbish &c into the river, and that the penalties so imposed and collected be credited to that fund and the expense not to exceed \$1,500.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, L. M. Otis, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nay—Ald. Hebing.

Ald. Hebing presented the petition of taxpayers for the improvement of Franklin square, and moved its reference to the Park Committee and City Surveyor to bring in an ordinance. Adopted.

By Ald. Mandeville—Resolved, That the Executive Board be and are hereby requested to advance the pay of the paid members of the Fire Department five dollars per month.

Ald. FitzSimons moved to indefinitely postpone.

Lost by the following vote :

Ayes—Ald. FitzSimons, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—6.

Nays—Ald. Tracy, Westbury, Fee, Chambers, Mandeville, Felsing, Edelman, Kelly, Hart—9.

Ald. Hart moved that it be referred to the Executive Board. Adopted.

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

GENTLEMEN—Your Assessment Committee, to whom was referred sundry petitions, after an examination of the same, offer the following resolutions for your consideration and recommend their adoption :

Resolved, That the City Treasurer receive from C. J. Whitcher the amount of his tax, with 7 per cent. annual rests.

Resolved, That the Treasurer be authorized to receive of John Houghtailing all taxes and assessments, with 7 per cent. annual rests, on the north part of lot No. 30, Caledonia tract, on the west side of an alley, and on the north part of lot No. 31, on the west side of Caledonia avenue, assessed to William S. Fickett.

Resolved, That the City Treasurer receive from John McKibben the amount of his tax on local improvement assessment No. 1,813 known as the South Union street improvement, with 7 per cent. annual rests.

Your Committee would also report adversely on the petition of Sarah A. Vincent.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. Edelman presented the petition of William Wright for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Kelly—Resolved, That the present investigating committee of the City Treasurer's accounts be the permanent Finance Committee for the balance of the year. And further

Resolved, That Ald. Hart, Hebing, Felsing and Wickens be added to the Poor Committee for the balance of the year.

Ald. Hart moved to amend that the President appoint the four additional members of the Poor Committee.

Ald. Mandeville called for a division of the question.

The President announced the question to be: "Resolved, That the present investigation committee of the City Treasurer's accounts be the permanent Finance Committee for the balance of the year."

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Hebing, Chambers, Felsing, Edelman, Kelly, Hart—9.

Nays—Ald. Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—5.

The amendment of Ald. Hart was adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Fee, Hebing, Chambers, Walbridge, Felsing, Edelman, Kelly, Hart—10.

Nays—Ald. Westbury, Ira L. Otis, Mandeville, Wickens, Weaver—5.

The original resolution as amended was then adopted by the following vote:

Ayes—Ald. Tracy, Fee, Hebing, Ira L. Otis, Chambers, Mandeville, Felsing, Edelman, Kelly, Hart—9.

Nays—Ald. FitzSimons, Westbury, I. L. Otis, Walbridge, Wickens, Weaver—6.

Ald. FitzSimons presented the following:

To the Hon. Common Council:

GENTLEMEN: I hereby tender my resignation as a member of this Board

M. H. FITZSIMONS.

Ald. Hart moved that the resignation lie on the table.

Ald. Tracy moved to amend, that the resignation be accepted.

Lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Chambers, Felsing, Edelman and Kelly—6.

Nays—Ald. Westbury, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver and Hart—9.

Ald. Hart moved that the resignation lie on the table until the next regular meeting. Adopted.

The President announced as committee to make arrangement for visit to Syracuse, Ald. Hebing, Fee, Ira L. Otis, Tracy, Kelly.

As additional members of the Poor Committee Ald. Wickens, Chambers, Hebing, Kelly. The Board then adjourned.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council, Aug. 24th, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Absent—Ald. FitzSimons, Felsing, —2.

PRESENTATION OF PETITIONS, BILLS, ACCOUNTS, ETC.

By Ald. Westbury—

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

GENTLEMEN—The dedication of the Firemen's Monument at Mt. Hope and other ceremonies connected therewith will take place on

Thursday, Sept. 9th, at 3 o'clock p. m. Your honorable body and other city officers connected therewith are invited to be present on that occasion and participate in the same.

Very respectfully, L. M. NEWTON.

By order Sec'y Fire Department.

Ald. Chambers moved that the invitation be accepted and that a committee be appointed to make the necessary arrangements.

Ald. L. M. Otis moved that the President of the Board be chairman of the committee. Adopted.

By Ald. L. M. Otis—Bills of—
Citizens' Gas Co., rearranging lamps \$376 06
care of lamps for Aug. 2801 56
Goodale & Stiles, lamp burners..... 22 68
National Gas Light Co., care of lamps Aug. 595 00
R. R. Gay & Co., care lamps for Aug. 640 97

Referred to the Lamp Committee.

By Ald. L. M. Otis—Bill of—

Thomas Goulding, serving warrants..... 22 45

Referred to Poor Committee.

By Ald. L. M. Otis—

To the Honorable Common Council:

GENTLEMEN.—I enclose herewith my check to the order of the chairman of the Finance Committee for \$123.49, being the amount of the costs recovered against the city in the litigation with J. Herbert Shedd 1. The history of the litigation by mandamus and suit, and the attitude I have held toward it, are doubtless too familiar to you to require any explanation from me at this time.

Respectfully, M. H. FITZ SIMONS.

Ald. L. M. Otis moved that the communication be received, filed and published and the amount of the check be credited to the Health Fund. Adopted.

By Ald. L. M. Otis—

To the Honorable the Common Council:

Enclosed we present a transcript of the judgment in the case of Mr. Shedd against the city amounting to \$552.05, and request you to provide for its payment at your meeting this evening that the plaintiff may be no longer delayed, nor the city to further expense.

Yours respectfully,
COGSWELL & BENTLEY.

By Ald. L. M. Otis—Resolved, That the City Clerk draw an order in favor of Messrs. Cogswell & Bentley, attorneys for J. Herbert Shedd, for the sum of \$552.05, it being the amount of his judgment and costs, and charge the same to the Health fund.

Adopted by the following vote:

Ayes—Ald. Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Edelman, Kelly, Hart—11.

Ald. Hebing presented the petition of Phoebe Schemerhorn for permission to erect a wood building, and move that the prayer of the petitioner be granted. Adopted.

Ald. Hebing presented the petition of Catharine Strib and Frank Bartel, for damages alleged to have been sustained by the overflow of the North avenue outlet sewer. Referred to the Law Committee.

By Ald. Hebing—Bill of

F. J. Irwin, disbursements..... \$37 65
Referred to Special Committee on Visit to Syracuse.

By Ald. Ira L. Otis—Bills of

Williamson & Higbie, stationery for Municipal Court..... \$ 27 88
W. I. Bamford, serving notices..... 1 94
Clague & Wegman, printing..... 4 60
L. M. Mandeville, disbursements..... 5 73

Referred to Contingent Expense Com.

By Ald. Walbridge—Bills of
 John H. Hill, chains and cups.....\$ 2 00
 F. Klein, fountain jet..... 3 00
 Referred to Park Committee.
 By Ald. Mandeville—Bills of
 Consumers' Ice Co., ice for City Hall.....\$ 28 80
 I. F. Carter, rug..... 2 50
 Referred to City Property Committee.
 Ald. Weaver presented the petition of
 George Klem for permission to erect a wood
 building, and moved that the prayer of the
 petitioner be granted. Adopted.
 By Ald. Hart—Bills of
 C. E. Morris, blank books and stationery...\$ 45 25
 S. A. Pierce, medical services..... 32 00
 J. R. Chamberlain, hose, &c..... 21 95
 Consumers' Ice Co, ice at Police headq'rs..... 45 00
 M. Huntington, glass..... 2 00

Referred to Finance Committee for pay-
 ment.
 By Ald. Hart—

REPORT OF THE POLICE CLERK FOR THE MONTH
 OF JULY, 1880.
 POLICE COMMISSIONERS' OFFICE, }
 Aug. 8th, 1880. }

GENTLEMEN:—I respectfully present the following as
 my report for the month of July, 1880:

July.	Crime.	Penalty.	Paid.
1—Chas E Clark	drunk	\$12	
2—James Connell	drunk	5	
Henry Heckrath	assault	5	5
3—John Murphy	drunk	10	
Peter Harris	drunk	10	
James Scheer	drunk	5	5
5—Jacob Van Duzen	drunk	5	5
Wm L Hall	drunk	5	2
Ed Marvin	drunk	5	5
Anthony Learch	drunk	10	
John Sullivan	drunk	10	5
James Kilroy	drunk	10	10
James Goodwin	drunk	10	10
6—Joel Bliss	drunk	5	5
John Mullen	drunk	10	10
Wm Mullen	drunk	5	3
John Callihan	drunk	10	
Carl Kaye	drunk	5	5
John Flannigan	drunk	10	
Fred Krombine	drunk	5	5
7—George Willis	drunk	10	
Joseph Sellar	drunk	10	
Kate Barry	drunk	5	
Richard Williams	drunk	5	5
Annie O'Connors	drunk	10	
John Bayne	drunk	5	4
Ed Brown	drunk	5	
John Cain	drunk	5	
Wm Schwing	complaint	Cost	2
8—Mary Yager	drunk	10	
Michael McFarlin	drunk	10	
Con Sullivan	drunk	5	4
John Moore	drunk	5	5
9—Theodore Wait	drunk	10	5
12—Frank Busser	drunk	5	5
Wm M Brown	drunk	10	
Ed. Kearns	drunk	5	5
James McGill	drunk	10	10
Philip H. Hitzel	drunk	5	1
Foelner & Maier	vio. ord.	Cost	1
Chris. Heilbroun	drunk	1	
Cafe Leiders.	drunk	1	
Hugh Robinson	drunk	1	
John Stone	drunk	1	
Joseph Schleyer	drunk	1	
Edward Schaffer	drunk	1	
Mathew Miller	drunk	1	
13—Bernhard Fisher	assault.	10	10
Nellie Lyons	drunk	Cost	1 50
Thos. J. Hopkins	vio. ord.	1	
Bridget Monahan	assault	25	25
Larence E. Keyes	vio. ord.	Cost	1
14—Ann Prescott	drunk	5	
Mary Laughlin	drunk	5	
Fred. Rhinehart	vio. ord.	10	5
Bernhard Menson	drunk	10	5
Barbery Martin	drunk	10	
Conrad Martin	drunk	10	5
Margaret Schlegel	vio. ord.	4	
Nicholas Flanburg	cruelty to animals	10	10
16—Chas. E. Nixon	drunk	5	
James Burke	drunk	5	
Adam Schneider	drunk	10	
16—Wm. Jones	petit larceny	10	
Maggie Stevens	drunk	5	5
John Ryan	drunk	5	

James Skuse	drunk	10	10
Chas. J. Elkert	assault	10	10
Wm. S. Wood	cruelty to animals	5	5
17—Henry Cline	drunk	5	
19—Ann Plunkett	drunk	10	
Peter Dieter	vio. ord.	2	2
Nicholas Schleyer	drunk	3	3
Geo. Walters	assault	10	10
Mich. Hamilton	drunk	10	10
James Mulqueen	drunk	10	10
20—Geo. Mille	drunk	25	
Patk Hurley	drunk	5	5
Danl O'Laughlin	drunk	5	5
Wm Stiles	pet larc'y	10	5
John Sweeney	drunk	5	5
Frank P. Deane	assault	15	
21—John O'Neill	cruelty to children	15	15
John Rogers	drunk	5	
22—Peter Johnson	drunk	10	
John O'Brien	pet larc'y	25	
23—Danl Laughlin	drunk	10	
James Howard	assault	10	
David Carroll	drunk	10	
26—W Scott Clark	drunk	5	
Lawrence Murry	drunk	5	5
Thos McAnally	drunk	10	
John Fox	drunk	5	
Barnard Kavanagh	drunk	5	5
Chas Strong	hotel fraud	cost	1
27—Catherine Lawrence	drunk	10	
28—Morris Connors	assault	10	
John Livingston	drunk	10	
Henry Hertzberger	vio ord	cost	1
29—Eli'ah Russell	drunk	10	
John H Carroll	drunk	15	
John Greenwood	assault	15	15
Thos Courtney	drunk	5	
30—James P O'Riley	drunk	10	
Diana Dugan	vio ord	1	1
Chas Rogers	drunk	5	5
James McQuade	drunk	10	

I, B. Frank Enos, Police Clerk of said city, being
 duly sworn doth depose and say that the foregoing
 report contains a true and correct statement of all the
 moneys received by me as such Clerk during the
 month of July, 1880, for fines, penalties and costs
 imposed by the Police Justice of said city.

B. FRANK ENOS, Police Clerk.
 Sworn to before me this 14th day of Aug., 1880.
 GEO. TRUESDALE, Notary Public.

Ordered received, filed and published.

By Ald. Hart—

ROCHESTER, Aug. 18, 1880.

To the Common Council of the City of Roch-
 ester:

GENTLEMEN: In order to properly collect
 moneys due from those entitled to licenses, but
 who omit to take them out, we are in need of
 some proper officer to act for us. We respect-
 fully ask your consideration of the matter.

VINCENT H. SMITH,
 CONRAD HERZBERGER,
 WM. F MORRISON,

Excise Commissioners of the city of Roches-
 ter.

Ald. Hart moved that the Police Committee
 be instructed to employ a suitable person for the
 purpose of looking up delinquents who have fail-
 ed to take out a license, and that they confer
 with the Excise Commissioners in relation
 thereto. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Hebing from the Special Committee,
 Ald. Mandeville from the City Property Com-
 mittee, Ald. Walbridge from the Park Com-
 mittee, Ald. Ira L. Otis from the Contingent Ex-
 pense Committee, Ald. L.M. Otis from the Lamp
 Committee, reported favorably on various bills
 and moved their reference to the Finance Com-
 mittee for payment.

By Ald. Hebing—

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

Your Law Committee to whom was referred
 the bill of Joseph Schutte, Esq., late Overseer
 of the Poor, respectfully report that they have
 been attended by the claimant, and upon ex-
 amination find that in the year 1875 when he

entered upon his first official term, which was about the 7th or 8th day of April, 1875, he received but three-fourths of his month's salary, the other fourth being audited and paid to Rowland Milliman, his predecessor, who had continued in office to said date. That as such Overseer of the Poor, he had an annual salary payable monthly, and that said one-fourth of a month salary has never been paid to him, and that in fact he held over his official term, and from the 1st to 8th of April, 1880, before his successor, Mr Taylor, was appointed, qualified and took office.

Therefore your committee, in view of all the facts and the rights of the party, find that such bill should be paid, and so report.

H. HEBING.
LYMAN M. OTIS.

By Ald. Hebing—Resolved, That the City Clerk be and hereby is instructed and authorized to draw in favor of Joseph Schutte, Esq., for \$51.12, the balance of his annual salary as Overseer of the Poor, and charge the Poor Department Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—13.

By Ald. Edelman—Resolved, That Charles Kase and L. C. Benedict have permission to erect wood buildings in accordance with their petitions, under direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Ira L. Otis—

To the Hon. Common Council:

Your Assessment Committee to whom was referred sundry petitions would report the following resolutions and recommend their adoption.

Resolved, That the City Treasurer be and is hereby directed to cancel the tax on lot 71 on the west side of North Clinton street, assessed to Catharine Fisher in 1871, now owned by August M. Koeth., and charge the same to erroneous assessments. Adopted.

Resolved. That the City Treasurer be and he is hereby directed to receive from Ellen Wright \$61.44 in full for the assessment on her house and lot on the north side of Adams street, in the 3d ward, and charge the balance (\$2.98) to erroneous assessments. Adopted.

Resolved, That the City Treasurer be and he is hereby directed to collect of Charles V. Jeffrey \$551.14, in full for the city tax on his block of stores on the west side of State st., in the 1st Ward, and charge the balance of said assessment to erroneous assessments. Adopted.

By Ald. Ira L. Otis—Resolved, That the City Treasurer be and he is hereby instructed to receive 7 per cent. annual interest on all general taxes previous to 1875 sold to the city, and all past due assessments if said taxes and assessments are paid on or before the first day of November next.

Ald. L. M. Otis moved that the resolution lie on the table.

Ald. Edelman moved that it be referred to the City Attorney, to report at the next meeting. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Aug. 24, 1880.

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

CONTINGENT FUND.

Chas. F. Torrance, printing.....	\$ 5 00
Lovel Hamlin, hack hire.....	5 00
Union and Advertiser, printing.....	15 00
Union and Advertiser, printing Charter and Manual.....	382 00
Mensing & Stecher, printing.....	10 00
Benford & Stewart, maps.....	80
Drew, Allis & Co., publishing ordinances in Directory.....	100 00
F. J. Irwin, disbursements.....	37 65
Lunch for Council.....	10 00
And charge that fund.....	

POOR DEPARTMENT FUND.

P. W. Taylor, disbursements.....	\$ 69 45
Goetzman & Son.....	36 67
D. Fichtner, bread.....	99 63
Rochester Gas Co., coke.....	97 45
A. H. Cork, groceries.....	26 00
Smith, Perkins & Co., ..	11 03
Bulkley & Richmond.....	129 00
Henry East, meat.....	7 50
Adam Vogel.....	8 00
P. Joyce, burials.....	50 00
	25 00
	6 50
	42 50
And charge that Fund.....	

CITY PROPERTY FUND.

Rochester Gas Co., gas City Hall and Front St. Building.....	\$ 69 14
Wm. G. Reid, labor.....	1 70
And charge that fund.....	

POLICE DEPARTMENT FUND.

B. Frank Enos, expenses for July.....	\$ 49 70
And charge that fund.....	

LAMP DEPARTMENT FUND.

Kelly Lamp Works, lamp tops.....	\$ 178 00
And charge that fund.....	

HEALTH DEPARTMENT FUND.

G. W. Aldridge, labor and material.....	\$ 112 50
And charge that fund.....	

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, Aug. 24, 1880. }

To the Common Council:

The annexed accounts have been duly audited, examined and settled by the Executive Board and are by resolution of this Board hereby certified to the Common Council for payment as required by section 148 of the City Charter.

Respectfully,
THOS. J. NEVILLE, Clerk.

Street Department—Highway Fund.

J. G. Luitweiler, oil, &c.....	\$ 12 08
E. R. Andrews, order book.....	13 50
Ferry Bauer, services at bridge.....	40 00
C. F. Chappell.....	40 00
Henry Wick, supplies for bridge.....	3 14
Hollister & Co., lumber.....	96 42
Henry Hebing, hardware.....	4 55
L. Ernst & Son.....	12 02
Heirs of P. J. Dowling, tools.....	69 50
C. Schwalbach, sand and gravel.....	27 00
J. Bowman, hack hire.....	1 00
Geo. Elbs, ice in office.....	7 00
Kelly lamp works, lantern for bridge.....	2 00
Consumers' Ice Co., ice in office.....	16 20
M. Galliger, street rammer.....	3 65
Vacuum Oil Co., oil for bridge.....	1 75
	\$ 349 81

Street Department—Garbage Fund.

Jacob Rauber, collecting garbage by contract.....	\$ 150 00
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Salary and Expense Department.

F. P. Kavanagh, salary for August.....	\$166 67
F. C. Lauer, Jr., ..	166 67
Jacob Gerling, ..	166 66
	\$500 00

Water Works Department—Water Pipe Fund.

W. N. Y. Inst. for Deaf Mutes, wrought iron pipe.....	\$ 10 82
B. Holley and E. Kulchling, car fares.....	11 35
Geo. L. Tubbs & Co., estimate group 49.....	300 00
Howe & Snyder, ..	50
F. C. Lauer, ..	52
John Howe, ..	53
T. J. Neville, cartage.....	4 85

\$1,076 52

street to Nichols] park, heretofore directed to be laid by resolution of this board, which will involve an expenditure of three thousand three hundred and fifty dollars (\$3,350) beyond and in excess of the amount of available funds in the city treasury or raised by general tax, the city treasurer be and he is hereby authorized to make the city's note for a sum not exceeding three thousand three hundred and fifty dollars (\$3,350), payable in not more than one year, under the provisions of the last paragraph of section 81 of the city charter, and get the same discounted under direction of the Finance Committee, when necessary, such note to be countersigned by the chairman of the Finance Committee. Adopted.

A true copy.

THOMAS J. NEVILLE, Clerk.

Ald. Hart moved that the resolution as recommended by the Executive Board be adopted.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

Nays—Ald. Mandeville—1.

By the Clerk—

DETROIT, Aug. 21, 1880.

To the City Clerk, Rochester, N. Y.:

DEAR SIR—The Michigan State Fair occurring in this city during the week commencing Monday, the 13th prox., our city officers and aldermen could not accept the kind invitation of the Toronto Industrial Exhibition Association to meet the officials of your city and Buffalo in Toronto on the 14th and 15th, but have notified the Association of the acceptance of its invitation to be present on the 9th and 10th.

Will you kindly call the attention of your officials to this communication and express to them the regrets of our city authorities for their inability to meet you on the date named and desired.

A like communication has been sent to Buffalo.

Very respectfully,

F. G. RUSSELL,

Secretary of Special Committee.

Ald. Tracy moved that a committee of five be appointed to make the necessary arrangements for visiting Toronto, and that the communication from Detroit be referred to the committee. Adopted.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Aug 24, 1880.

In accordance with section 29 of the revised city charter I report the following person as having qualified and taken the oath of office: Henry O. Norton, Commissioner of Deeds.

LUCIUS M. MANDEVILLE,
City Clerk.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

STONE ARCH CULVERT ACROSS SHERMAN STREET AT THE DEEP HOLLOW CREEK.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a stone arch culvert 10 feet wide across Sherman street at the Deep Hollow Creek. Also the necessary retaining walls and earth filling between the same.

Adopted.

The Surveyor submitted as such estimate, \$1,200. By Ald. Tracy—Resolved, That the following improvement is expedient, viz:

The construction of a stone arch culvert 10 feet wide across Sherman street at the Deep Hollow Creek. Also the necessary retaining walls and earth filling between the same.

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:

All that portion of the 15th Ward lying between McCracken street and Lyell avenue. Also, all that portion of the Eleventh Ward lying north of Lyell avenue. Also, all that portion of the 9th Ward which is bounded as follows, viz.: On the north by McCracken street; on the east by First street, and the east line thereof continued southerly to Deep Hollow; on the south by Deep Hollow, and on the west by the 15th Ward.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., of section 172, of the Revised Charter of 1880, 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, Sept. 7th, 1880, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

FINAL ORDINANCE NO. 2,144.

PLANK WALK ON WACKERMAN STREET.

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

An ordinance to construct a plank walk 4 feet wide on the east side of Wackerman street, from Jay street to Campbell street.

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 east side of Wackerman street, from Jay street to Campbell 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 \$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 the east side of Wackerman street, from Jay street to Campbell 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, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

Nays—Ald. Ira L. Otis—1.

The final ordinance for the improvement of Goodman street came up.

Ald. Hart moved that it be indefinitely postponed. Adopted.

FINAL ORDINANCE NO. 2,145.

PIPE SEWER IN EAST AVENUE.

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

An ordinance to construct a 15-inch pipe sewer in East avenue from the west line of Upton Park to the East avenue sewer, near Henry E. Hooker's west line.

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

The construction of a 15-inch pipe sewer in East avenue from the west line of Upton Park to the East avenue sewer, at a point about 50 feet east of Henry E. Hooker's west line.

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 \$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 Sibley Park, from East avenue to the south end thereof; also one tier of lots on each side of Meigs street, from East avenue to Park avenue; also one tier of lots on each side Arnold Park from East avenue to Park avenue; also one tier of lots on each side Goodman street from East avenue to

Park avenue; also one tier of lots on each side Park avenue, from Meigs street to Goodman street; also one tier of lots on each side Rowley street, from Park avenue to Brighton avenue; also one tier of lots on each side East avenue, from a point 200 feet east of Alexander street to a point 50 feet east of Henry E. Hooker's west line.

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, Westbury, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—12.

Nays—Ald. Ira L. Otis—1.

FINAL ORDINANCE NO. 2,146.

WIDENING HAND 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 widen Hand street from the east line of the St. Bridget's Church property to the west line of Clinton street.

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

The widening of Hand street on the north side thereof, from the east line of the St. Bridget's Church property, to the west line of Clinton street, and the territory deemed necessary to be taken therefor is described as follows, viz.: All that portion of lots number 13, 14, 15, and 17 of Riley's subdivision lying south of the following described line: Beginning at the intersection of the north line of Hand street with the west line of the above mentioned lot number 17, thence easterly in the north line of Hand street, continued to the east line of said lot number 17, thence in a direct line to the intersection of the southeast corner of the above mentioned lot number 13 with the west line of Clinton 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 \$150, 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 Hand street from St. Paul street to Clinton 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, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13

The final ordinance for flag walk on Goodman street came up.

Ald. Hart moved to postpone two weeks. Adopted.

FINAL ORDINANCE No. 2,147.

PLANK WALK ON CAYUGA PLACE.

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

An Ordinance to construct a plank walk on Cayuga Place, from Grand street to Meigs street.

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

The construction of a plank walk 4 feet and 8 inches wide on the west side of Cayuga Place, from Grand street to Meigs 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 \$383.00, 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 west side of Cayuga Place, from Grand street to Meigs 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, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly and Hart—13.

UNFINISHED BUSINESS.

The resignation of Ald. M. H. FitzSimons came up.

Ald. Kelly moved that the resignation be accepted.

Adopted by the following vote :

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

Nays—Ald. Ira L. Otis—1.

Ald. L. M. Otis called up the following resolution and moved its adoption :

By Ald. L. M. Otis—Resolved, That the Citizens' Gas Company be and are hereby authorized to rearrange their lamp-posts on the east side of North avenue and along the Bay railroad, the expense thereof to be paid by said railroad company and to be done under the direction of the Lamp Committee. Adopted.

EXECUTIVE BUSINESS.

Ald. Edelman moved to proceed to ballot for Commissioner of Deeds, and that the clerk cast the ballot. Adopted.

H. G. Danforth having received the requisite number of votes, was declared elected.

MISCELLANEOUS BUSINESS.

Ald. Hart moved to reconsider the vote taken on the resolution directing the City Treasurer to receive 7 per cent. annual interest on General Taxes previous to 1875.

Adopted by the following vote :

Ayes—Ald. Tracy, Westbury, Fee, Ira L. Otis, Chambers, Walbridge, Mandeville, Kelly, Hart—9.

Nays—Ald. L. M. Otis, Hebing, Wickens, Edelman, Weaver—5.

By Ald. Ira L. Otis—Resolved, That the City Treasurer be and is hereby instructed to receive 7 per cent. annual interest on all past due local assessments if said assessments are paid on or before the 1st day of November next.

Adopted by the following vote :

Ayes—Ald. Tracy, Westbury, Fee, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—12.

Nays—Ald. L. M. Otis, Hebing—2.

By Ald. Hart—Resolved, That the Executive Board be instructed to repair the sidewalks in University avenue from Goodman street to the N. Y. C. R. R. Adopted.

Ald. Kelly presented the petition of Ernest Schiebe for correction in assessment. Referred to the Assessment Committee.

By Ald. Edelman—Resolved, That Abraham Rosenthal No. 78 St. Joseph street, be granted a market license on his paying to the City Treasurer the sum of one dollar. Adopted.

By Ald. Walbridge—Resolved, That in consequence of the entire inefficiency of the Allen street sewer outlet, and the liability whenever a rain storm occurs, of flooding all cellars located in the vicinity of said sewer, that the City Surveyor be instructed to prepare an ordinance for the construction of a sewer in State street, from the Allen street sewer to the Platt street tunnel for the purpose of supplying said Allen street sewer with a proper outlet. Adopted.

By Ald. Walbridge—Resolved, That the Executive Board be requested to clean out the outlet of the Allen street sewer, from the shaft in the yard of the Rochester Gas Light Company to the west line of State street, in order that said sewer may discharge its full capacity. Adopted.

By Ald. Chambers—Resolved, That the Lamp Committee of this Council be requested to place naphtha or oil lamps on Park place between West avenue and Troup street, and also on Cady street between Francis street and Summer alley. Adopted.

By the Clerk—

CHAP. 335.

AN ACT to further 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, and consolidate therewith the several acts in relation to the charter of said city," as amended by chapter fourteen, laws of eighteen hundred and eighty.

Passed May 21, 1880; three-fifths being present.

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 twenty-nine of chapter one hundred and forty-three of the laws of eighteen hundred and sixty-one, as amended by chapter fourteen of the laws of eighteen hundred and eighty, is hereby further amended so as to read as follows:

6. The amount to be raised for teachers' wages and contingent expenses in any one year shall not be less than six 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 ten 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.

§ 3. This act shall take effect immediately.

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

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.

JOSEPH B. CARR,
Secretary of State.

Ordered received, filed and published.

By Ald. Ira L. Otis—Resolved, That the City Treasurer be and he is hereby authorized to pay to James W. Fry, Treasurer of Arnold Park Association, the amount received by him for special tax levied on Arnold park property, under an act of the Legislature passed April 5, 1880, for the purpose of repairs, &c.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

By Ald. Hebing—Resolved, That the City Clerk be and he is hereby authorized and directed to draw an order on the City Treasurer for \$45, balance of expenses and disbursements in actions of Brown vs. the City and Hobbie vs. the City, payable to the City Attorney, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Ald. Fee presented the petition of Almon Odell for remission of interest on taxes. Referred to the Assessment Committee.

By Ald. Fee—Resolved, That the City Clerk be and he is hereby ordered to advertise for a special election to be held in the Second Ward

for the purpose of electing an Alderman to fill the unexpired term of M. H. FitzSimons in compliance with section 23 of the city charter, said election to take place on Tuesday, August 31, 1880. Adopted.

The President announced the following committees:

On Visit to Toronto—Ald. Hebing, Fee, Ira L. Otis, Tracy, Felsing.

Ald. Hebing moved that the President of the Board be added to the Committee on Visit to Toronto. Adopted.

Committee on Dedication of the Firemen's Monument.—Ald. Westbury, Fee, L. M. Otis, Chambers, Edelman.

By Ald. L. M. Otis—Resolved, That the Rochester Gas Co. be requested to lay gas mains on Moore street from Lyell street to the Erie canal. Adopted.

Ald. L. M. Otis moved that the City Attorney be directed to prepare an opinion on the power of the Common Council to remit interest on General City Taxes. Adopted.

Ald. Tracy presented the claim of Chas. A. Jeffords. Referred to the Finance Committee.

The Board then adjourned.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council Sept. 3, 1880.

ORGANIZED AS A BOARD OF CANVASSERS.

Present—Ald. Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Wickens, Edelman, Hart—9.

Absent—Ald. Tracy, Ira L. Otis, Mandeville, Felsing, Weaver, Kelly—6.

Ald. Westbury, President of the Board, presiding.

The Clerk presented the certificate of canvass of the Inspectors of Election of the Second Ward for the special election held in that Ward August 31, 1880, and the Board thereupon determined and certified that Martin Barron, by the greatest number of votes, was duly elected Alderman of the Second Ward for the unexpired term.

After signing the certificate in duplicate, on motion of Ald. Hebing the Board adjourned.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council, Sept. 7th, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, BILLS, ACCOUNTS, ETC.

Ald. Westbury presented the petition of Richard Patterson, asking for cancellation of tax. Referred to the Assessment Committee.

Ald. Westbury presented the petition of Miranda Peart for division of tax. Referred to the Assessment Committee.

Ald. L. M. Otis presented the petition of L. D. Ely for remission of tax. Referred to the Assessment Committee.

By Ald. L. M. Otis—Bills of
 Rochester Gas Co., rearranging lamps.....\$ 44 73
 Rochester Gas Co., care of lamps for August, 2,047 83
 Kelly Lamp Co., lamp pots..... 57 50

Referred to the Lamp Committee.
 Ald. L. M. Otis presented a communication from Cogswell & Bentley, asking that provision be made for costs of motion in the Supreme Court, against the street railroad company for contempt of court, said motion being denied, with ten dollars costs.

Ald. L. M. Otis moved that the communication lay on the table for the present. So ordered.

By Ald. Hebing—Bills of
 J. A. Stull, counsel and services in the Hobbie suit.....\$50 00
 A. G. Wheeler, counsel and services in the Hobbie suit..... 300 00

Referred to Law Committee.
 By Ald. Hebing—Bills of
 Gates & Campbell, neat..... \$52 35

Referred to Poor Committee.
 By Ald. Ira L. Otis—Bills of
 Jno. C. Moore, book binding..... \$45 60

Referred to Contingent Committee.
 By Ald. Ira L. Otis—Bill of
 F. M. Enos, serving redemption notices..... \$454 00

Referred to Law Committee.
 By Ald. Walbridge—Bill of
 H. Brewster & Co., grass seed..... \$1 07

Referred to Park Committee.
 By Ald. Mandeville—Bills of
 Wm. Connors, hardware..... \$25 35
 D. Earl, labor and material..... 54 48
 Smith, Perkins & Co., matches..... 7 05
 Roch. Gas Co., gas for city building..... 76 56
 Jas. Field, draping Treasurer's office..... 6 45
 J. R. Brady, painting..... 77 31
 J. Dittmier & Co., repairing clock..... 2 00
 Estate of C. F. Wolters, repairing clock..... 4 00

Referred to City Property Committee.
 Ald. Edelman presented the petition of Ludwig Sperber for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald Weaver—
 REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF AUGUST, 1880.
 OVERSEER OF THE POOR OFFICE, ROCHESTER, Sept. 7th, 1880.

To the Honorable the Common Council of the City of Rochester
 The undersigned, Overseer of the Poor of the city of Rochester, would respectfully report that during the month of August he has relieved 383 families in the following manner:

Orders on Poor Store.....	\$1,149 00
.. .. Coal Yard.....	39 00
.. .. Gas works for coke.....	40 60
.. .. Transportation.....	31 13
.. .. Undertakers.....	135 00
Total.....	\$1,394 73
Less Towns.....	69 50
Total to city.....	\$1,325 23

All of which is respectfully submitted.
 P. W. TAYLOR, Overseer of the Poor.
 Ordered received, filed and published.

By Ald. Weaver—Bills of
 J. Howe & Son, bread.....\$ 193 82
 Smith, Perkins & Co., groceries..... 55 50
 320 79
 C. E. Rowe, soap..... 91 25
 Geo. F. Merz, flour..... 121 25
 J. H. Pool, flour and meal..... 43 00
 Anthony Hefer, bread..... 84 97
 G. Oppel..... 76 41

James Normile, salary..... 40 00
 P. W. Taylor, disbursements..... 52 33
 Mary Kelly, care of Mrs. Murphy..... 10 00
 H. Brewster & Co., groceries..... 16 80
 O. C. Wright, stove..... 4 00
 Scofield & Strong, transportation..... 17 27
 W. & J. M. Alkenhead, soap..... 29 00
 E. B. Fero, meat..... 25 00
 Mrs. Mary Muntz, board..... 9 00
 H. A. Richmond, groceries..... 8 00
 6 00
 D. Gordon, dry goods..... 13 18
 A. H. Martin, groceries..... 22 50
 J. Laney & Co., paper..... 22 86
 C. E. Fero, & Co., stationery..... 17 00
 J. A. Otto, groceries..... 22 25
 John Turner..... 26 25
 Hoffman & Mayer, burials..... 43 50

Referred to the Poor Committee.
 By Ald. Mandeville—Bills of
 B. Frank Enos, expenses for August..... 81 77

Referred to Finance Committee.
 Ald. Kelly presented the petition of Elizabeth Seiler for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Mandeville from the City Property Committee, Ald. Weaver from the Poor Committee, Ald. Walbridge from the Park Committee, Ald. Hebing from the Law Committee, Ald. Ira L. Otis from the Contingent Expense Committee, and Ald. L. M. Otis from the Lamp Committee, reported favorably on various bills, and moved their reference to the Finance Committee for payment.

By Ald. Wickens—Bills of
 Henry Dormer, burying animals.....\$ 6 00
 Mt. Hope Commissioners rent of Hope Hospital one year..... 100 00
 T. O'Callahan, blacksmithing..... 3 70
 John O'Rourke, board of horses for July..... 13 00
 August..... 18 60
 John Sullivan, blacksmithing..... 5 00

Referred to the Finance Committee.
 By Ald. Hebing—

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

Your Law Committee, to whom was referred the bill of James Normile, for service in the Poor Department of the city, do report that it has been attended by Mr. James Normile, and after hearing him, your Committee find that the service for which said bill is rendered were performed under the direction of the present Overseer of the Poor for the city, and that said bill should be allowed and paid. And we would respectfully report accordingly.

HENRY HEBING,
 LYAM M. OTIS,
 LEWIS EDELMAN,
 Law Committee.

By Ald. Hebing—Resolved, That the City Clerk be and is hereby authorized to draw an order on the City Treasurer for \$40 to the order of James Normile for his salary for the month of July, 1880, for service in the Poor Department and charge the Poor Fund.

Adopted by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly—13.

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

Your Law Committee to which was referred the following claims viz: Rose Frick \$1,000 John Streb (no amount stated), Frank Bartle

\$200, Michael Kleehammer \$550, and Catherine Streb \$1,000, arising as alleged from the overflow of North avenue outlet sewer. Deeming the matter of great importance to the tax payers of this city it has made a very thorough investigation into the facts of each particular case, both by going and personally examining the premises and crops growing thereon and claimed to have been damaged, and by being attended by the claimants, their witnesses and attorneys. And after such careful enquiry into said several claims, and each claimant stated the least amount he would accept as a settlement. And your committee, after considering their propositions, deemed them exorbitant, and do therefore report adversely to each and every aforesaid claim. All of which is respectfully submitted.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

Adopted.

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

Your Law Committee, to whom was referred the petition of Peter J. Leonard, have been attended by said Leonard in person, and after carefully considering the matter and facts, do report that said Leonard should have refunded to him the sum of \$30 which he paid for license, which were in fact never granted.

H. HEBING,
LYMAN M. OTIS,
LOUIS EDELMAN,
Law Committee.

By Ald. Hebing—Resolved, That the City Clerk be and he hereby is authorized to draw an order on the City Treasurer in favor of Peter J. Leonard for \$30, being the amount the city has received of him for a license never granted; and charge the Poor Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickes, Edelman, Weaver, Kelly—13.

FINANCE BUDGET.

ROCHESTER, N. Y., Sept. 7, 1880.

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

CONTINGENT FUND.

MONTHLY PAY ROLL FOR AUGUST, 1880.

Cornelius R. Parsons, Mayor.....	\$208 33
Ambrose C. McLaughlin, Treasurer.....	333 33
John E. Fanning, City Attorney.....	166 66
Oscar H. Peacock, City Surveyor.....	166 66
L. M. Mandeville, City Clerk.....	157 00
David McKay, City Assessor.....	150 00
August M. Koeth,	150 00
Wm. Mahar,	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell,	150 00
M. H. McMath, Clerk	50 00
Francis J. Irwin, City Messenger.....	83 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building.....	50 00
W. C. Gray, Assistant Surveyor's Office.....	66 00
C. B. Parsons, Draughtsman	66 00
W. J. Stewart, Chairman	44 00
Ambrose Edman, Rodman	32 33
E. W. Williams, Treasurer's office.....	116 66
A. F. McLaughlin,	116 66
C. H. Stilwell,	62 50
J. T. Tracy,	62 50
J. Y. Ellas,	65 00
Edward Thomas,	30 00
Wm. Carroll, Fire Marshal.....	58 33
Assessors' clerk hire month of July.....	41 67

MISCELLANEOUS.

Williamson & Higbie, stationery.....	\$ 27 88
W. I. Hanford, serving notices.....	1 94
Clague & Wegman, printing.....	4 60
L. M. Mandeville, disbursements.....	5 73
Lunch for Common Council.....	10 00
And charge that Fund.	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR AUGUST, 1880.

Porter W. Taylor, Overseer.....	\$116 66
James W. Stanley, Assistant Overseer.....	66 66
Henry L. Achilles, Jr, bookkeeper.....	58 38
Jacob Lutt, clerk.....	40 00
Dr. Kempe, City Physician.....	41 67
Dr. Wegart, City Physician.....	41 67
Dr. Schmitt, City Physician.....	41 67
Dr. Rockwell, City Physician.....	41 67
Dr. O'Hare, City Physician.....	41 67
Dr. Spencer, City Physician.....	41 67
Vincent M. Smith, Excise Commissioner.....	66 66
C. Herzberger	66 66
Wm. F. Morrison	66 66

MISCELLANEOUS.

J. Howe & Son, bread.....	\$ 198 32
Smith, Perkins & Co., groceries.....	55 50
	320 77
C. E. Rowe, soap.....	91 25
Geo. F. Merz, flour.....	121 25
Anthony Heftner,	84 79
J. H. Pool, flour and meal.....	43 00
Geo. Oppel, bread.....	76 41
James Normile, salary.....	40 00
Porter W. Taylor, disbursements.....	52 33
And charge that fund.	

POLICE FUND.

POLICE PAY ROLL FOR AUGUST, 1880.

Alex. McLean.....	\$180 00
Samuel Brown.....	80 00
Peter Hughes	80 00
W. J. Rogers	80 00
Thos. Lynch.....	80 00
Peter Lauer, Jr.....	80 00
P. C. Kavanauah.....	80 00
Ferry Marzluft.....	80 00
Thos. A. Burchell.....	80 00
Caleb Pierce.....	80 00
Henry Baker.....	80 00
Jos. P. Cleary.....	80 00
Frank B. Allen.....	70 00
W. B. Arthur.....	70 00
Jacob Frank.....	70 00
John C. Hayden.....	70 00
John Wangman.....	70 00
Hugh Johnston, 29 days.....	67 86
Hugh Clark.....	70 00
John H. Dana.....	70 00
Ed. Van Vorst.....	70 00
John C. McQuatters.....	70 00
Wm. White.....	70 00
Thos. Dukelow.....	70 00
Fred. Griebel.....	70 00
Patrick H. Sullivan.....	102 00
Chas. M' Cormick.....	80 00
Jos. S. Roworth.....	80 00
Wm. F. Lush, 29 days.....	67 86
Barth. Crowley.....	70 00
Robt. Burns, 29 days.....	67 86
Ralph Bendon.....	70 00
John A. Garrett, 7 days.....	16 38
Jacob Harter.....	70 00
Thos. Crouch.....	70 00
Andrew Connolly.....	70 00
Wm. P. O'Neil.....	70 00
Benj. C. Further.....	70 00
Wm. Keith.....	70 00
B. Horchler.....	70 00
John Mitchell, 29 days.....	67 86
Robt. M' Kee.....	70 00
Chas. E. Fowler.....	70 00
Michael Brady, 29 days.....	67 86
Wm. M' Keilvv.....	70 00
Joseph Legler, 27 days.....	63 18
Wm. H. DeWitt.....	70 00
Nicholas J. Loos.....	70 00
Robert Sloan.....	70 00
Samuel Schwartz.....	70 00
Jas. A. Johnson, 22 lays.....	51 48
Patk. Hooctor.....	70 00
John D. Fay, 16 days.....	63 44
Louis Jesseret.....	70 00
Frank Vahue, 29 days.....	67 86
Michael Cain.....	70 00
Wm. Burgess.....	70 00
Michael Hynes.....	70 00
Chas. Hart.....	70 00
Frank D. Fay, 16 days.....	63 44
Geo. Hoffner, 22 days.....	51 48
James P. Flynn.....	70 00

John Monaghan	70 00
John B. Davis, 27 days	63 18
Henry D. Shove, 27 days	58 50
Michael Wolf, Jr.	70 00
John M. Reis	70 00
Charles W. Peart, 27 days	63 18
Wm. Laragy, 27 days	63 18
Louis Nold	70 00
Jerry Twag, 27 days	63 18
H. McDonough	70 00
Older Oliver	70 00
John Dean	70 00
Jos. St. Hellens	70 00
Peter Hess	70 00
Daniel Goulding, Jr.	70 00
Patrick Holloran, 25 days	58 50
Henry Graven, 28 days	55 32
Chas. Siefert, 29 day s	67 86
Frank S Skuse	70 00
Oliver A. Youle	70 00
Frederick Kippuhut	70 00
Mich. Hyland	70 00
Jacob Markey	70 00
Hiram Rogers	60 00
B. Frank Enos, Clerk of Commissioners	83 34
And charge that fund.	

MISCELLANEOUS.

Consumers' Ice Co, ice at Police headq'rs.	\$ 45 00
M. Huntington, glass	3 00
J. B. Chamberlain, hose, &c.	31 95
S. A. Pierce, medical services	32 00
C. E. Morris & Co., stationery	43 25
And charge that fund.	

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR AUGUST, 1880.

Dr. Chas. Buckley, Health Officer	\$ 66 66
John Mason, Supt. and Clerk	50 00
A. C. Parsons, Inspector	40 00
Michael Murray	40 00
John Meyer	40 00
Jos. Thompson	40 00
Henry M. Heindol, keeper Hope Hospital	50 00
John O'Rourke, sewer flusher	40 00
John Vance	40 00
F. J. Irwin, salary to July 1	25 00
And charge that fund.	

CITY PROPERTY FUND.

I. F. Carter, rug	\$ 2 50
Consumers' Ice Co., ice for City Hall	28 80
Charles M. Beattie, salary for August	30 00
J. A. Dittmer, monthly cleaning, &c.	54 40
J. A. Dittmer, repairing clock	2 00
And charge that fund.	

LAMP DEPARTMENT FUND.

Citizens' Gas Co., care of lamps for August	\$2,601 56
rearranging lamps	376 06
Goodale & Stiles, lamp burners	22 68
And charge that fund.	

PARK FUND.

William Coughlin, labor	\$ 30 00
John Schauman	30 00
William Collinson	30 00

MISCELLANEOUS.

John H. Hill, chains and cups	2 00
F. Klein, fountain jet	3 00
And charge that fund.	

OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, Sept 6, 1880. }

To the Common Council:

The annexed bills and estimates having been duly audited, examined and settled by the Executive Board, are by a resolution of this Board hereby certified to the Common Council for payment, in accordance with section 148 of the City Charter.

Respectfully,
THOS. J. NEVILLE, Clerk.

Street Department—Highway Fund.

Chase & Otis, lumber	\$ 91 13
Henry Hebing, nails	58 00
D. Copeland, Jr., s sewer pipe	209 41
Mrs. Andrew Ely, sewer trap	9 00
James Field, oars and rowlocks	1 35
Monroe avenue sewer, charge for test pits	2 25
	\$371 14

Street Department—Garbage Fund.

J. Rauber, on acct contract	\$ 100 00
Water Works Department—Water Works Fund.	
Philip Will, erroneous assessment	\$ 23 73
F. W. Warrant	4 25
Jas. Field, Packing	6 84
M Huntington, paint and oil	8 10
N. Y. L. E. & W. RR. Co., freight	75

Rochester Lime Co., w. lime	1 10
F. McKenna, washing	2 00
Anthony Ehle, hack hire	12 00
J. Kavanagh	16 00
J. H. Hill, solder	5 85
F. Schiegel, supplies	5 00
John C. Moore, blank books	61 98
D. Upton, horse hire	1 00
S. H. Oviatt, disbursements	18 06
Wray & Elwood, repairs	15 25
J. B. Coleman	2 70
Ludlow Valve Co., valve stems, etc.	107 46
National Meter Co., meters and repairs	100 60
Union	66 50

\$449 05

Water Works Department—Water Pipe Fund.

John Howe, estimate group 53	\$ 550 00
Whitmore, Rauber & Vicinus, est N. St Paul st	400 00
James D. Casey, estimate, group 54	670 00
54	70 00
	\$1,690 00

Fire Department—Fire Department Fund.

C. H. Morse, badges	\$ 34 90
Rochester Gas Light Co., gas	17 80
Wray & Elwood, repairs	2 25
Hartley & Graham, burtons	5 00
Wendel Bayer, disbursements	2 34
James Field, supplies	1 94
Wendel Bayer washing	16 70
M. Huntington, supplies	72
N. Y. Kremer, repairs to building	19 83
J. A. Otto, hay and straw	22 67
M. Heavey, livery for F. A. Tel.	6 50
N. Y., L. E. & W. RR. Co., freight for F. A. Tel.	3 18
S. Golding, hay	59 96
	\$193 19

Local Improvement Funds.

A. C. Bowen, final estimate Miller st. walk	\$ 532 90
John Mauder, estimate No. 1 Ontario st. sewer	200 00
J. H. Neills, Goodman st. improvement	1,500 00
	\$2,232 90

Adopted by the following vote:

Ayes: Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

By Ald. L. M. Otis—

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

Your Lamp Committee, in accordance with a resolution passed by your Board, advertised for proposals for painting the Boulevard lamp tops and received the following propositions:

Wilson & Scofield	12c each
H. C. Rose	8c each
James Gosnell	6c each
F. G. & D. Westcott	7c each
R. M. Doyle	8c each

Resolved, That the Mayor be and is hereby authorized to contract with James Gosnell for painting the Boulevard lamp tops at the price named in his proposition. Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Sept. 7th, 1880.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 7th day of Sept., 1880, as required by section 53 of the City Charter.

Board of Education Fund	Balance	Undrawn
Fire Department Fund	\$101,239 13	
Poor Department Fund	28,354 00	
Police Department Fund	36,962 46	
Contingent Fund	39,662 13	
Highway Fund	44,391 17	
Lamp Fund	29,992 49	
Health Fund	24,147 71	
City Property Fund	3,675 88	
House for Truants Fund	2,706 88	
Park Fund	9 10	
	1,556 65	

Subscribed and sworn to before me this 7th day of Sept., 1880.

A. C. McGLACHLIN, Treasurer.

CHAS. H. SWILWEL, Commissioner of Deeds.

Ordered received, filed and published.

By the Clerk—

EXECUTIVE BOARD,
ROCHESTER, Sept. 7, 1880. }
To the Common Council:

GENTLEMEN—Pursuant to a resolution adopted by the Executive Board September 6th I am authorized to invite your honorable body to participate in and be present at the annual parade and review of the Rochester Fire Department, which will take place Thursday, September 9th. Respectfully,

THOMAS J. NEVILLE, Clerk.

Ald. Hart moved that the invitation be accepted. Adopted.

By Ald. L. M. Otis—

To the Honorable the President and Common Council of the City of Rochester, N. Y.:

In accordance with the following resolution, viz.: Ald. L. M. Otis moved that the City Attorney be directed to prepare an opinion on the power of the Common Council to remit interest on general city taxes. Adopted. I have carefully examined all that portion of the new city charter which relates to the powers and duties of the City Treasurer, as well as those of the Common Council, touching the powers and authority to direct or authorize the City Treasurer to remit the interest or interest and fees on general city taxes. By section 72 the charter declares the City Treasurer to be the chief fiscal officer of the city. Section 83 provides that when the assessment rolls have been delivered to the City Treasurer, as provided by section 87, he shall then proceed to collect and receive said city taxes, and give the required notices, etc. Section 89 requires that on all taxes not paid before the last day of July succeeding the levying of such tax, he shall receive for the City Treasurer of said city, the following additions as charges of collection, namely: If the same be paid after the last day of July, he shall charge and receive an addition, stating the several amounts to be collected according to the date of payment.

I can find nothing to modify the foregoing language. Nor can I discover any provision in the charter which would give the Common Council any authority to direct the City Treasurer to collect less than the last mentioned section plainly requires. Section 40 of the charter vests in the Common Council the management and control of the fiscal and prudential affairs of said city and of all property, real and personal, belonging to the city. This language gives a general superintending, and a divisory right and power to the Common Council, and clearly to my mind does not affect, nor is it intended to affect, section 89, and would not, in my opinion, be construed to over-ride direct and mandatory language addressed to a particular officer. After such consideration it is my opinion that the Common Council have no right or authority to direct or authorize the City Treasurer to collect or receive any different rate of interest and fees than prescribed by said section eighty-nine, except in cases of erroneous and imperfect assessments, as regulated by section 109.

Respectfully yours,
JOHN B. FANNING,
City Attorney.

ROCHESTER, N. Y., September 7, 1880.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Sept. 7, 1880. }

In accordance with section 29 of the revised city charter I report the following persons as having qualified and taken the oath of office: Martin Barron, Alderman, 2d Ward; Henry G. Danforth, Commissioner of Deeds.

LUCIUS M. MANDEVILLE,
City Clerk.

By the Clerk—

OFFICE EXECUTIVE BOARD,
ROCHESTER, Aug. 31, 1880. }

To the Common Council:

I have the honor to transmit herewith statements showing the expenditures by the Executive Board for all purposes in the month of August, and the condition at this date of the several funds in the charge of this Board.

Respectfully, your obedient servant,
THOS. J. NEVILLE, Clerk.
EXECUTIVE BOARD, CITY OF ROCHESTER, }
Office City Hall, Aug. 31, 1880. }

Statement showing the expenditures by the Executive Board for all purposes in the month of August, 1880;

also the condition of the several funds in the charge of the Executive Board at this date:
Amounts credited to City Treasurer:
Orders passed by Executive Board in payment for labor \$ 5,983 20
Orders passed by Common Council in payment for material, etc..... 23,237 59
29,140 79

Funds Debited:

Highway Fund.....	\$6,901 46
Water Works Fund.....	2,785 17
Water Pipe Fund.....	5,977 27
Fire Department Fund.....	3,855 62
Salary and Expense Fund.....	500 00
Garbage Fund.....	259 00
Sundry sprinkling funds.....	519 38
Exchange street sewer fund.....	2 00
North St. Paul street improvement fund.....	6,078 75
Hunter street sewer fund.....	681 12
Kelly street sewer fund.....	410 47
Wackerman street sewer fund.....	532 70
Monroe avenue sewer fund.....	749 38
Ontario street sewer fund.....	10 00
Goodman street improvement fund.....	25 00
Ackerman street extension fund.....	50 00
	29,140 79

Balance Sheet—Condition of Funds.

Dr. Balances:

City Treasurer.....	\$ 40,197 97
Sidewalk Repair Fund.....	2,009 95
Exchange Street Sewer Fund.....	6,544 95
North St. Paul street improvement.....	24,183 25
Ontario street sewer.....	10 00
Goodman street improvement.....	28 00
Ackerman street extension.....	50 00
25 sprinkling ordinances.....	3,099 98
	76,123 20

Cr. Balances:

Highway Fund.....	\$ 29,935 20
Water Works Fund.....	2,139 83
Water Pipe Fund.....	4,756 59
Water Works Fund (special).....	1,515 47
Fire Department Fund.....	28,355 11
Salary and Expense Fund.....	4,859 32
Macadam Stone Fund.....	1,393 81
Garbage Fund.....	3,234 37
	76,123 20

Ordered received, filed and published.

By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF AUGUST, 1880.

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 against respective amounts set forth in the following schedule commencing August 1st, and ending August 31st, 1880, for licenses to sell and dispose of strong and spirituous liquors, ale, wine and beer, in quantities less than five gallons at a time, to wit:

Meriau, F. H., 330 State st.....	\$40 00
Hess, Eva C., 67 North ave.....	40 00
Hummel, Caroline, 21 Lowell st.....	40 00
Fox, Eilene, 110 St. Joseph st.....	40 00
Curran, P. H., 56 Spring st.....	40 00
Charles, Cogar, 75 Exchange st.....	20 00
Huefer, Benedict, 32 St. Joseph st.....	40 00
Maul, John, 260 State st.....	20 00
Egan, John, 160 Eolo st.....	22 00
Williams, Martin, 156 Scio st.....	22 00
Boyd, John F., 165 Lake ave.....	50 00
Vay, Richard, 226 Brown st.....	46 50
Kuhn, Nicholas, 291 N. Clinton st.....	24 63
Parshall, Geo. W., Powers' Building.....	21 25
Jesserer, A. J., 11 St. Paul st.....	40 00
She-hy, John S., 11 Magnet st.....	26 00
Duffy, Walter B., 27 and 29 Lake ave.....	32 38
Stuvenhaver, Jacob, 13 Allen st.....	40 00
Johnson, Mary, 154 State st.....	50 00
Thoma, Urtan, and Kraft, Geo., 20 Campbell st.....	40 00
Slaven, Mathew, 30 Hill st.....	40 00
Hammerschmidt, Mary, 51 and 53 North ave.....	40 00
Brueck, Geo., 115 South ave.....	40 00
McConnell, Philip M., 110 Plymouth ave.....	46 50
Schroth, Lena, 27 Reynolds st.....	40 00
Ringlestein, Jos., 20 Exchange Place.....	44 40
Campbell, Sarah, 77 West ave.....	20 00
Ruby, George, 136 West ave.....	26 00
Weiser, George, 32 Allen st.....	40 00
McNally, Frank T., 129 State st.....	40 00
Spears, Isaac, 13 Lake ave.....	40 00
Widman, John C., 136 and 138 St. Joseph st.....	49 50
McEntee, Lou, 1 Plymouth ave.....	20 00
Coughlin, John H., University and Anderson aves.....	40 00

Florack, F. J., 101 and 108 South ave.....	46 00
Rudhart, Joseph, 55 Hudson st.....	48 30
Covert & McCord, 119 W. Main st.....	40 00
Auer, Sebastian, 120 Front st.....	25 50
Clement, Richard W., 21 Spring st.....	20 00
Wallace, Mary J., 6 Lake ave.....	26 50
Leary, Dennis & Co., 92 W. Main st.....	40 00
Root, Brothers, 124 E. Main st.....	30 00
Pfarrar, George, 139 Lyell ave.....	40 00
McKay & Hawken, 30 E. Main st.....	23 50
Lieders, S., 9 Mill st.....	40 00
Freedman, Joseph, 59 Lyell ave.....	40 00
Burritt, Giles, 164 State st.....	22 00

Total amount received and deposited with the City Treasurer.....\$1,651 96
 STATE OF NEW YORK,
 County of Monroe, ss.

Vincent M. Smith, Conrad Herzberger, and William F. Morrison, of said city and county, being duly sworn, says that the foregoing annexed report of moneys received by them for the purposes named in said report, with the names of the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from Aug. 1st to Aug. 31st, 1880, inclusive.

VINCENT M. SMITH,
 CONRAD HERZBERGER,
 WILLIAM F. MORRISON,
 Excise Com'rs.

Sworn to before me this 30th day of August, 1880.
 B. F. STELWELL,
 Commissioner of Deeds in and for the city of Rochester, N. Y.

By the Clerk—
 CITY SURVEYOR'S OFFICE, }
 ROCHESTER, September 7, 1880 }

To the Common Council of the City of Rochester :

GENTLEMEN—At a meeting held by your Honorable Body September 9th, 1879, the following resolution was adopted :

By Ald. L. M. Otis—Resolved, That the City Surveyor be requested to prepare an ordinance for an outlet sewer on the east side of the Genesee River, said outlet sewer to be designed for the purpose of cutting off all sewers which now drain into the country, and carrying such sewage matter into the Genesee River.

Also at a late meeting held July 27th, 1880. the following resolution was adopted :

By Ald. Ira L. Otis—Whereas, The city is frequently subjected to lawsuits, expenses, &c., for emptying the sewage of nearly all the sewers on the east side of the Genesee River on private property; and

Whereas, The city is capable, far beyond almost any city of providing a proper outlet for all its sewers, therefore,

Resolved, That the City Surveyor be instructed to prepare and bring in an ordinance for building an intercepting sewer capable of receiving the sewage of all outlet sewers on the east side of the River, with its outlet below the lower falls, at the next regular meeting.

The free and perfect drainage of that portion of the City of Rochester lying east of the Genesee River, is a matter of vital importance, not only to the inhabitants of that particular locality, but to the entire city, and for many years has been the subject of frequent discussions. The late Board of Public works, during the year 1875 had under consideration at various times the question of the manner of draining the southeastern and eastern portion of the city, and a great effort at that time was made to give relief to those localities. The Board of Health have also at various times given the subject a careful consideration, not only in relation to local arainage, but to a plan providing for the general drainage of the city. The Executive Board from time to time has presented the subject to you for your consideration and especially by communications dated May 18th, 1880, and in the preparations of the various ordinances for sewers, directed to be drawn by you, I have on many occasions expressed my inability to construct sewers prop-

erly in many localities, on account of the want of a proper outlet for said sewers to discharge into. That many evils in this respect are in existence the entire city is aware of, and a remedy for the greater portion of those existing on the east side of the Genesee River is now sought for. The facts of the case as they exist at the present time may be briefly stated as follows : First, the eastern portion of the 12th ward and portions of the 16th ward lying south of the Erie Canal are drained into the Erie Canal, at a point just east of the lock near Henrietta avenue. The outlet sewer between this lock and Pinnacle avenue was constructed by the State authorities in 1862 and is entirely insufficient for the wants of that locality ; a moderate rainfall only, being necessary to flood a majority of the cellars in that vicinity, as the water in the canal at all times, backs a long distance up the sewer, by reason of the bottom of the outlet having been located below the surface of the water in the canal. Second, a great portion of the 7th ward, and that portion of the 16th ward lying between Park avenue and the Erie canal, have no outlet facilities whatever, except such as are afforded by a small, shallow and sluggish open stream. This stream begins at Monroe avenue near Goodman street and passes through private property to Irondequoit Bay, extending 86-100 miles within the city limits and 3 58-100 miles beyond the same. Third, the present sewer in East avenue and the Culver Road, discharges into an open ditch at the Culver Road, on the north side of the New York Central Railroad. This open ditch also extends through private property to Irondequoit Bay, a distance of 3 12-100 miles outside of the city limits. Fourth, those portions of the 7th, 10th and 16th wards which drain through Upton park, discharge their contents into a shallow stream, which begins at Leighton avenue near Goodman street, and extends through private property, to its intersection with the Court and Wil iam streets' outlet, a distance of 1.91 miles within the city limits, and thence to Irondequoit Bay. Fifth, The Court and William streets' outlet sewer discharges into an open shallow stream, beginning on the north side of the New York Central Railroad, a short distance west of Goodman street, and extends through private property 2.13 miles to the city limits, and thence 2.65 miles to Irondequoit Bay. Sixth, The north avenue outlet sewer discharges into an open shallow stream, beginning at North avenue, between Jennings and Stewart streets and extends through private property .57 miles to the city limits and thence 4.20 miles to Irondequoit Bay. Seventh, The territory lying west of the area drained by the North avenue outlet, and south of, and adjacent to Norton street, amounting to over 900 acres, has not a sewer constructed in it, and must remain in that condition until a proper outlet has been prepared. Eighth, The greater portion of the sewers on the east side of the Genesee river discharge into small open streams, leading into the country and aggregating 6.05 miles in length within the city limits.

Such are the leading facts showing the condition of things at the present time. A careful examination of the topographical features of the east side of the city shows that, with slight exceptions, the surface of the ground slopes easterly and northerly, as is indicated

by the leveling instrument and also by the flow and courses of the various natural drains and open streams now used for sewer outlets.

The entire surface is subdivided into many drainage areas, the flow from which, in nearly all cases, when concentrated by lateral sewers leading into one general outlet sewer may be discharged at the lower or northerly portion of the city and into the Genesee River. From the use of the various open streams for outlet purposes, have arisen many vexed questions of law regarding damages alleged to have been caused by various land owners from overflow and other causes, and suits at law arising therefrom, have been brought against the city. In numerous cases, the city has been unable to defend itself successfully, and has been obliged to pay large amounts to settle claims for damages; but even in cases where the city has been successful, the expenses of each suit have been very heavy. It is my opinion that it is only a matter of time when the city will be obliged to abandon these open streams for sewer purposes, and seek outlets in other localities. From the fact that it is an impossibility in constructing sewers to spend the money of the people economically, and to good advantage, without having a proper outlet for the various sewers, it seems desirable that this subject receive something more than a passing notice, and in accordance with the resolutions previously adopted by your honorable body, I have prepared an ordinance for the construction of an outlet sewer which shall extend from the intersection of Henrietta avenue with Pinnacle avenue on the division line between the Twelfth and Sixteenth wards, to the Genesee river at Norton street in the fifth ward. This outlet sewer when constructed can readily be made to drain nearly the entire Twelfth ward and other areas amounting to about 4,000 acres, and will intercept such of the present outlet sewers as discharge into the open streams leading across farming lands, thereby settling at once and for all time the question of damages arising between land owners and the city of Rochester. Respectfully, OSCAR H. PEACOCK,

City Surveyor.

ACTION ON ORDINANCES.

OUTLET SEWER ON THE EAST SIDE OF THE GENESSEE RIVER.

By Aid. Fee—Resolved, That the City Surveyor ascertain and report to this Council, the expense of constructing an outlet sewer on the east side of the Genesee river, and extending from the intersection of the centre line of Henrietta avenue with the centre line of Pinnacle avenue in the 12th Ward, to the Genesee river near the west end of Norton street in the 5th Ward.

Adopted.

The Surveyor submitted as such estimate \$375,000.

By Aid. Fee—Resolved, That the following improvement is expedient, viz:

The construction of an outlet sewer on the east side of the Genesee river, and extending from the intersection of the centre line of Henrietta avenue with the centre line of Pinnacle avenue in the 12th Ward, to the Genesee river, near the west end of Norton street in the 5th Ward, and to be constructed as near as may be found practicable according to the following bounds and magnetic courses, which represent the centre-line of the proposed sewer, viz:

Beginning at the intersection of the centre line of Henrietta avenue with the centre line of Pinnacle avenue in the 12th Ward; thence easterly and northerly along the centre of Henrietta avenue to the south bank of the Erie canal; thence northerly across the Erie canal to the north bank thereof at a point opposite the centre of Wilcox street; thence N. 28 deg. 30 min. E. to the south end of Wilcox street; thence northerly along the centre of Wilcox street to the centre of Monroe avenue; thence easterly along the centre of Monroe avenue to a point opposite the centre of Adwin street; thence S. 86 deg. 45 min. E. to the centre of Bowen street; thence N. 88 deg. 45 min. E. to a point

in line with and opposite the centre of Sibley street; thence N. 28 deg. 30 min. E. to the centre of Sibley street; thence northerly along the centre of Sibley street to the centre of East avenue; thence N. 26 deg. E. to a point opposite the centre of Carter park; thence N. 42 deg. 15 min. W. 100 feet; thence N. 26 deg. 30 min. E. along the east line of Marvin A. Culver's woods to the south line of the New York Central & Hudson River Railroad; thence N. 10 deg. W. across said railroad to the north line of Leighton avenue at a ditch near the east end of the Leighton bridge and iron works; thence N. 26 deg. 50 min. W. across the intersection of the Upton park outlet with the east line of the Webster plank road to the centre of Goodman street; thence northerly along the centre of Goodman street to a point opposite the centre of Eighth avenue; thence N. 4 deg. E. to the south end of Eighth avenue; thence northerly along the centre of Eighth avenue to the centre of Bay street; thence N. 18 deg. 50 min. E. across the Court and William street outlet to the centre of High street, at a point 623 feet east of the centre of Elm street; thence N. 2 deg. 15 min. W. to the south line of the Jennings tract at the centre of the first street east of Swarth street; thence northerly along the centre of said street to the north end thereof; thence N. 68 deg. 45 min. W. 670 feet; thence N. 88 deg. 30 min. W. to the east line of North avenue opposite Stewart street; thence along Stewart street to the North avenue outlet at the north line of Stewart street; thence N. 46 deg. 05 min. W. to the east line of Carter street at a point 10 feet north of the south line of Chancy Nash's lot; thence N. 85 deg. 30 min. W. to the centre of Hudson street; thence northerly along the centre of Hudson street to the centre of Norton street; thence westerly along the centre of Norton street to the top of the east bank of the Genesee river; thence N. 45 deg. W. to the Genesee river. Said sewer shall be constructed with a stone arch and stone bench walls and brick curved invert, and of a capacity equal to the following sizes of circular sewers, viz: From the centre of Pinnacle avenue to the centre of Monroe avenue, 5½ feet in diameter; from the centre of Monroe avenue to the centre of Bowen street, 6 feet in diameter; from the centre of Bowen street to the centre of East avenue, 6½ feet in diameter, from the centre of East Avenue to the centre of the Webster plank road, 7 feet in diameter; from the centre of the Webster Plank road to the Court and Williams streets outlet sewer, 7½ feet in diameter; from the centre of said outlet to the North avenue outlet, 8 feet in diameter; from the North avenue outlet to the centre of Clinton street to the centre of North St. Paul street, 9 feet in diameter, and from the centre of North St. Paul street to the Genesee river, such special sizes of stone sewer and iron pipe sewer, not exceeding 9 feet in diameter, as may be found necessary. And the following described territory is deemed necessary to be taken therefor, viz.: A strip of land 20 feet in depth and 15 feet in width, being 7½ feet in width on each side of the centre line of the sewer as heretofore described, and extending from the north line of the canal lands, to Wilcox street; also from the north line of Monroe avenue to the west line of Bowen street; also from the east line of Bowen street to Sibley st.; also from the north line of East avenue to the south line of University avenue; also from the north line of University avenue to the south line of Leighton avenue; also from the north line of Leighton avenue to the south line of Schanck avenue; also from the north line of Schanck avenue to the east line of the Webster plank road; also from the west line of the Webster plank road to the east line of Goodman street; also from the north line of Central Park to the south line of Wash street; also from the north line of Bay street to the south line of High street; also from the north line of High street to the south line of the Jennings tract; also from the north line of the Jennings tract to the east line of North avenue; also from the north line of Stewart street to the east line of Carter street; also from the west line of Carter street to the east line of Hudson street; also from the west end of Norton street to the Genesee river.

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 \$375,000 which estimate is hereby approved.

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

All that portion of the city of Rochester lying on the east side of the Genesee river.

And further resolved that 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 said roll; one-fifth within two years from the confirmation of said roll; one-fifth 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 of six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 172 of the Revised Charter of 1880 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. 21st, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

the Common Council Chamber, when allegations will be heard.

Adopted.

BUILDING A RETAINING WALL ON BUELL AVENUE.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of building a retaining wall on the east line of Buell avenue, near the rear of the Glen House.

Adopted.

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

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

The building of a retaining wall on the east line of Buell avenue, near the rear of the Glen House.

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 benefitted and proper to be assessed for the whole expense thereof, viz:

All the territory lying between Buell avenue and the Genesee river, from the north line of McCracken street to the north end of Buell avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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, September 21st, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

IMPROVEMENT OF GOODMAN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Goodman street, from East avenue to the south curb line of Anderson avenue, by grading said street and constructing a gravel roadway, with Medina stone curbs and gutters on each side thereof, except at intersecting streets; width of roadway to be 30 feet between curb-lines; also, the necessary cross-walks, surface sewers, lot laterals and manholes, and the necessary 15-inch pipe sewer north of University avenue.

Adopted.

The Surveyor submitted as such estimate \$8,500.

By Ald. Chambers—Resolved, that the following improvement is expedient, viz:

The improvement of Goodman street, from East avenue to the north line of College avenue, by grading said street and constructing a gravel roadway, with Medina stone curbs and gutters on each side thereof, except at intersecting streets; width of roadway to be 30 feet between curb-lines; also the necessary crosswalks, surface sewers, lot laterals and man-holes, and the necessary 15-inch pipe sewer north of University 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 \$8,500, 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 Goodman street, from East ave. to the south curb line of Anderson ave., excepting all of the lots on Goodman street south of University avenue from any portion of the cost of the 15 inch pipe sewer.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of title vii, section 172 of the revised Charter of 1880 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, September 21st, 1880, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

FINAL ORDINANCE No. 2,148.

STONE ARCH CULVERT ACROSS SHERMAN STREET AT THE DEEP HOLLOW CREEK.

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

FIRST ORDINANCES.

SEWER IN STATE STREET.

By Ald. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a sewer in State street from the Allen street sewer to the Platt street tunnel, with a stone arch and bench walls and curved brick invert and equal in capacity to a three feet and nine inch circular sewer. Also the necessary manholes, surface sewers and lot laterals.

The Surveyor submitted as such estimate \$10,000.

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

The construction of a sewer in State street from the Allen street sewer to the Platt street tunnel, with a stone arch and bench wall and curved, brick invert and equal in capacity to a three feet and nine inch circular sewer. 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 \$10,000, which estimate is hereby approved.

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

All the territory included within and described by the following boundary lines, to wit: Beginning at the intersection of Platt street and State street; thence southerly along State street, and including one tier of lots on the east side thereof, to a point opposite the centre of Allen street; thence along State street to West Main street; thence westerly along West Main street, excepting one tier of lots on the north side thereof, to Elizabeth street; thence along West Main street to the Erie canal; thence northwesterly along the Erie canal to Ford street; thence northerly along Ford street to Hunter alley; thence easterly along Hunter alley and including one tie. of lots on the north side thereof to Elizabeth street; thence northerly along Elizabeth street and including one tier of lots on the west side thereof to Allen street; thence easterly along Allen street, and including one tier of lots on the north side thereof to John street; thence northerly along John street and including one tier of lots on the west side thereof to the north line of Centre street; thence easterly along Centre street and including one tier of lots on the north side thereof to Jones street; thence northerly along Jones street and including one tier of lots on the west side thereof, to Dean street; thence easterly along Dean street to Frank street; thence northerly along Frank street and including one tier of lots on the west side thereof to Platt street, excepting the lot on the southwest corner of Frank and Platt street; thence southerly along Frank street and including one tier of lots on the east side thereof to Centre street, excepting the lot on the southeast corner of Frank and Platt street; thence easterly along Centre street and including one tier of lots on the north side thereof to State street; thence northerly along State street and including one tier of lots on the west side thereof to Platt street; thence southerly along Platt street to Spring street, excepting the lots on the northeast and northwest corners of Favor and Spring streets.

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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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. 21st, 1880, at six o'clock, at

After hearing such allegations from all persons appearing,

Ald. Chambers submitted the following:
An ordinance to construct a stone arch culvert 10 feet wide across Sherman street at the Deep Hollow Creek. Also the necessary retaining walls and earth filling between the same.

The Common Council of the city of Rochester do or do not and determine as follows:

The construction of a stone arch culvert 10 feet wide across Sherman street at the Deep Hollow Creek. Also, the necessary retaining walls and earth filling between the same.

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 \$1,200, 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: All that portion of the 15th Ward lying between McCracken street and Lyell avenue. Also, all the portion of the Eleventh Ward lying north of Lyell avenue. Also, all that portion of the Ninth Ward which is bounded as follows, viz: On the north by McCracken street; on the east by First street, and the east line thereof continued southerly to Deep Hollow; on the south by Deep Hollow, and on the west by the Fifteenth Ward.

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, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

The final ordinance for flag walk on the east side of Goodman street came up.

Ald Hart moved that it be postponed two weeks.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, Fee, Chambers, Walbridge, Mandeville, Wickens, Edelman, Kelly, Hart—11.

Nays—Ald. Westbury, Hebing, Weaver—3.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Sept. 2, 1880.

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2118, for Hunter 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 \$1,977.12.
Yours respectfully,
A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2118.

Whereas, The Common Council did upon the 4th day of May, 1880, enact an ordinance for a stone sewer in Hunter street,

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$1,977.12, 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:

All the lots and parcels of land on each side of Hunter street from Francis street to a point 726 feet west thereof.

Therefore, Resolved, That the sum of \$1,977.12, 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 11th day of September, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE,
ROCHESTER, Sept. 2, 1880.

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,128, for Wackerman street sewer, has been completed.

The amount to be assessed upon the property ben-

efited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$564.95.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,128.

WACKERMAN STREET SEWER.

Whereas, The Common Council did, upon the 1st day of June, 1880, enact an ordinance for a pipe sewer in Wackerman street.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$564.95, 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 Wackerman street from Jay street to a point opposite the middle of lot No. 16 of the Wackerman tract.

Therefore, Resolved, That the sum of \$564.95, 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 11th day of Sept., 1880, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Aye—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE,
ROCHESTER, Sept. 2nd, 1880.

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,132, for Kelly 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 \$413.23.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,132.

Whereas, The Common Council did upon the 4th day of June, 1880, enact an ordinance for a pipe sewer in Kelly street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$413.23, 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:

All the lots and parcels of lands on each side of Kelly st. east to a point six feet east of F. J. Thomas' west line.

Therefore, Resolved, That the sum of \$413.23, 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 11th day of September, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Sept. 2d, 1880.

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,138, for the enlargement of Monroe ave. 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 \$749.35.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,138.

ENLARGING MONROE AVENUE SEWER.

Whereas, The Common Council did upon the 2d day of July, 1880, enact an ordinance for enlarging Monroe ave. sewer.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$749.85, 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:

For the 15 inch pipe sewer entire—

One tier of lots on each side of Tracy park from its present westerly terminus to Meigs street. Also

One tier of lots on each side of Meigs street from Park avenue to Monroe avenue. Also

One tier of lots on each side of Rowley street from Brighton avenue to Monroe avenue. Also

One tier of lots on each side of Monroe avenue from Averill street to Meigs street. Also

One tier of lots on the north side of Monroe avenue from Meigs street to Goodman street. Also

One tier of lots on each side of Maple place from its present southerly terminus to Meigs street.

And for cleaning the open ditch and constructing the stone culvert across Nichols park—

The above described territory. Also

One tier of lots on the south side of Monroe avenue from Maple place to Goodman street. Also

One tier of lots on each side of Edmonds street from Pearl street to Monroe avenue. Also

One tier of lots on each side of Goodman street from Pearl street to Monroe avenue. Also

One tier of lots on each side of Pearl street from Meigs street to Boardman street. Also

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

Therefore, Resolved, That the sum of \$749.85, 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 11th day of Sept., 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickeds, Edelman, Weaver, Kelly, Hart—14.

UNFINISHED BUSINESS GENERALLY.

Ald. L. M. Otis called the communication of Cogswell and Bentley from the table. The City Attorney was heard, after which Ald. L. M. Otis moved that the communication be referred to the Executive Board. Adopted.

EXECUTIVE BUSINESS.

Ald. Tracy moved to proceed to ballot for Commissioner of Deeds and that the Clerk cast the ballot. Adopted. L. H. Granger and Fred. B. Crittenden having received the requisite number of votes were declared duly elected.

Ald. Barron moved to proceed to a *viva voce* vote for Inspector of Election for the Second Ward. Adopted.

Horace Jones was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—12.

MISCELLANEOUS BUSINESS.

Ald. Hart presented a communication from taxpayers on the East side of North avenue, asking that the resolution passed August 24, in relation to moving the lamps, be rescinded.

Ald. Hart moved that the Lamp committee confer with the property owners in relation to moving the lamps on the east side of North avenue. Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

By Ald Hart—Resolved, That the Executive Board be requested to cover the ditch running between 5th and 6th avenues in the 16th ward. Adopted

Ald. Kelly presented the petition of residents of the 8th and 15th wards, asking for the appointment of Hiram Rogers as policeman.

By Ald. Kelly—Resolved, That the Police Commissioners be and they are hereby requested to appoint Hiram Rogers special policeman until the 1st day of January, 1881, from the expiration of his present term, with the same salary and powers of a regular policeman.

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly and Hart—15.

By Ald. Kelly—Resolved, That Leonard Henkle be and is hereby granted permission to lay a small gas pipe a few inches deep on Lake avenue, in the Fifteenth Ward, for the purpose of testing a new street lamp, leaving the street in as good condition as found. To be done under the direction of the Lamp Committee. Adopted.

By Ald. Felsing—Resolved, That August Drees & Co., corner of Campbell and Child streets, be granted a market license, on their paying into the City Treasury the sum of one dollar. Adopted.

By Ald. Felsing—Resolved, That the City Treasury be and he is hereby instructed to receive seven per cent. annual interest on all taxes hitherto provided for or described, in resolutions previously adopted, wherein the Treasurer is directed to secure seven per cent. annual rests.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. Chambers presented the petition of Bernard Lampert for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Felsing presented the assessment rolls for grading a street through the Hair property, and Spencer street plank walk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Hart—14.

By Ald. Chambers—Resolved, That the City Surveyor be instructed to present an ordinance for the construction of a wrought iron foot-bridge over the Erie canal at Allen street. Adopted.

By request of Ald. Fee, Ald. Hebing presented the following:

By Ald. Hebing—Resolved, That Ald. Barron be and he is hereby appointed a member of the following committees: Finance, Poor, Charter Amendments, and Assessments. Adopted.

By Ald. L. M. Otis—Resolved, That the Lamp Committee advertise for proposals for

100 Boulevard lamp tops and report the same to this Board. Adopted.

Ald. L. M. Otis moved that Ald. Barron act as chairman of the Charter Amendment Committee. Adopted.

By Ald. Barron—Resolved, That the City Clerk draw an order on the City Treasurer in favor of the chairman of the Board of Inspectors of Election of the second ward for \$15 for special election held August 31, 1880, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

The Board then adjourned.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council Sept. 21, 1880.

REGULAR MEETING.

In the absence of Ald. Westbury, President of the Board, Ald. Tracy was called to the chair.

Present—Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Weaver, Kelly Hart—12.

Absent—Ald. Westbury, Hebing, Mandeville, Edelman—4.

PRESENTATION OF PETITIONS ACCOUNTS, ETC.

By Ald. L. M. Otis, bills of

Citizens' Gas Co. care Lamps, Sept. \$2,612 08
 Rochester Gas Co. care Lamps, Sept. 2,030 50
 E. R. Gay, care Lamps, Sept. 687 00

By Ald. L. M. Otis—

To the Common Council of the City of Rochester

A Rochester, N. Y., city acceptance, dated June 21, 1878, payable two years after date with annual interest coupon attached, was paid to me June 21, 1880, with one year's interest, the other coupon having been detached and lost. The amount of that coupon, \$35, still stands to the credit of that acceptance, as I am informed by the City Treasurer, said acceptance was issued to Logan & Cregan, and by them transferred to me. F. GORTON.

By Ald. L. M. Otis—

Resolved, That the City Treasurer pay the \$85 interest on the above acceptance to Francis Gorton, on his furnishing a bond satisfactory to the Finance Committee, to save harmless the city of Rochester from said amount and all costs and damages connected therewith.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Walbridge, Wickens, Weaver, Kelly, Hart—10.

Ald. Fee presented the petitions of Mary J. Runyan, Mrs. R. A. Graham, and Margaret McMenomey for permission to erect wood buildings, and moved that the prayer of the petitioners be granted. Adopted.

By Ald. Ira L. Otis—Bills of

Geo. W. Aldridge, building arch. \$111 56
 City Messenger, hack hire, firemen's parade. 40 00
 Union & Adv., printing for Surveyor's office. 58 00
 City Clerk. 32 75
 Treasurer's office. 110 50
 postal cards, City

Attorney..... 2 00
 City Messenger, disbursements..... 85 13
 A. K. Tower, stationery..... 60

Referred to Contingent Expense Committee.

Ald. Walbridge presented the petition of John Todd for division of tax on Fulton avenue. Referred to the Assessment Committee.

By Ald. Walbridge—Bill of

Doxtater & Redding, blacksmithing \$ 3 00

By Ald. Weaver—Bills of

W. & J. M. Aikenhead, candles..... \$ 29 25
 A. W. Mudge, burials..... 36 00
 79 50
 Rochester Gas Co., coke..... 18 70
 J. McKenna, groceries..... 2 00
 H. Harberger, meat..... 50 00
 Geo. F. Merz, flour..... 121 25
 Jacob De Vos, pork..... 213 50
 H. Kondolf, bread..... 97 14
 Geo. C. Buell & Co., groceries..... 15 68
 J. K. Courneen, beans..... 13 65
 Burt & Saners, meat..... 25 00

Referred to the Poor Committee.

Ald. Hart presented the petition of John Orchard for damages alleged to have been sustained by the overflow of the North avenue outlet sewer. Referred to the Law Committee.

By Ald. Hart—

REPORT OF THE POLICE CLERK FOR THE MONTH OF AUGUST, 1880.

POLICE COMMISSIONERS' OFFICE, }
 Sept. 20th, 1880. }

GENTLEMEN:—I respectfully present the following as my report for the month of August, 1880:

August.	Crime.	Penalty.	Paid.
3—Joseph Levi	assault,	\$5	\$5
Mary L. Bridgeford	vio. ord.	Cost	2
4—Chas. McNamara	assault	25	
Mary Hess	drunk	5	5
Edward Farley	drunk	5	
Cath. Dearing	vio. ord.	10	
5—Thos. Kernan	drunk	10	
Jacob Sayer	..	5	5
6—James O'Connell	..	5	
Samuel Goiding	..	5	
Carl F. Fritz	assault	5	5
Peter Mooney	vio. ord.	10	
9—John Herniz	drunk	5	2
Geo. Andrews	..	5	
Jane Cubbidge	..	10	
Caroline Leonard	..	10	
James McQuade	..	10	
James McCullough	..	5	5
James Lynch	..	10	
John Broadman	..	10	5
Robert Fordham	petit larceny	25	
10—John Callihan	drunk	10	
John Vingver	..	5	5
Daniel Donovan	..	10	10
James Moore	..	10	5
Wm. J. Miller	..	5	
11—John Bennett	vio. ord.	50	25
Patk. Wilson	drunk	5	
Mary J. Hall	vio. ord.	100	100
Minnie Grant	..	100	100
Jannie Stevens	..	100	100
Luey Wagoner	..	100	100
Matilda J. Dean	..	100	100
Jennie Doty	..	100	100
Jennie Russell	..	100	50
Jessie Brown	..	25	25
Jessie Cook	..	25	25
Carrie Millington	..	25	25
Stella Smith	..	25	25
Mary Smith	..	25	25
Gussie Reed	..	25	22
Frankie Clark	..	25	25
Diamond Gordon	..	25	25
Lizzie Brown	..	25	20
Frank Lee	..	25	25
Dolly Pearl	..	25	25
Maud Raymond	..	25	25
Hattie Bell	..	25	25
Bell Van Ness	..	25	25
Gertie Mortimer	..	25	25
Kittie Blanchard	..	25	25
Ida Hart	..	25	35
Ida Smith	..	25	25
Frankie Thompson	..	25	25
Flora Howard	..	25	25
Mate Haley	..	25	25
Frank White	..	25	25
Kittie Robinson	..	25	25
Georgie Stanton	..	25	25
Bessie Brown	..	25	25
Rosa McCumber	..	25	25
Birdie Curtis	..	25	25
Florence Georgie	..	25	25
Ada Rivers	..	25	25
Eva Bartley	..	25	25

Maud Campbell	..	25	25
Annie Hogan	..	25	25
12-Martin Eagan	drunk	5	1
James Todd	assault	15	15
Henry Nick	..	50	50
Patrick Sheedy	vio. ord.	50	50
Peter Callan	..	50	50
Arthur Stevens	..	50	50
Geo. Graham	..	50	50
Fred. P. Roseboom	..	100	100
13-Frank Bentley	drunk	5	5
Geo. Newell	..	5	5
Michael Dugan	..	10	10
Geo. Francis	..	10	10
Ed. Fluett	..	10	10
Wm. Girard	..	10	10
John Moran	..	10	20
Geo. Swan	..	5	5
Geo. Martin	..	5	5
Maggie McMahon	assault	10	5
Ed. Dykins	..	5	5
14-Ward Langdon	petit larceny	10	5
Dennis Mehan	drunk	5	5
Henry S. Luke	..	5	5
Thos. Burns	..	5	5
Mathias Wunder	vio. ord.	5	5
Eliza Thompson	..	100	50
16-Daniel Mykins	drunk	10	10
Patrick McDonough	..	5	5
Cyrus Russell	..	10	5
John W. Thomas	..	5	5
Laura Kimbark	..	5	5
Esther Buckley	..	5	5
Mary Stephens	..	5	5
David Yanny	..	5	5
Mary Carr	vio. ord.	50	5
Bernard McLaughlin	drunk	10	5
Terrance Yaman	..	10	10
James O'Connell	..	5	4 50
Hannah Schwartz	vio. ord.	50	25
Carrie Lee	..	25	25
17-Jacob Frieson	drunk	10	10
Peter Davis	..	5	5
Leonard Regg	..	5	5
Peter Kundson	..	5	5
Wm. Murry	assault	10	10
18-Henry McMullen	drunk	5	5
18-James Dalton	..	5	5
19-Conrad Klinghafer	assault	2	2
Henry H. King	drunk	5	5
John Lycott	..	5	5
Henry Schaffer	assault	10	10
Harriet Jones	vio. ord.	25	25
Harriet Smith	..	25	25
21-Garrett Ruby	drunk	5	5
Mary Ruby	..	5	5
Jane McCabe	..	5	5
23-Jessie Brown	..	10	10
Frank Marks	assault	25	23
Sarah Dickinson	drunk	5	5
Joseph Muchitz	assault	25	10
Michael Dunphy	..	cost	2
Manuel Crutchfield	drunk	5	4
24-Henry Hubert	assault	10	10
Henry Hubert	drunk	5	5
Jacob J. Young	..	5	5
Charles Scheller	..	5	5
George Glasser	..	5	5
Chris. Rauschenbach	..	cost	3
'Coon' Hackens	..	5	5
Henry Christian	assault	10	10
John McGovern	drunk	5	5
25-John Rowbotham	..	5	5
Joseph Kress	hotel fraud	cost	3
Dani O'Laughlin	drunk	5	5
26-John Mehan	..	5	3
John Scannlin	..	5	2
John O'Grady	..	5	1
Walter Hunt	assault	25	1
Ed Fairchild	drunk	5	5
John Dugan	..	5	5
John Remer	..	5	5
27-Honora Murphy	..	10	5
Frank Fanning	..	5	5
Ann Hess	..	5	5
28-Henry Bush	..	5	5
Emma Spencer	vio. ord.	50	50
Frank Bennett	drunk	10	10
Wm. File	cruelty to animals	10	10
Louisa Meyer	assault	10	5
30-Chas. Brown	drunk	5	4 50
Ellen Siebert	..	5	5
Frank Baldwin	..	10	5
James F. Duffy	..	5	5
John H. Wall	..	5	5
Conrad Hackens	..	10	5
31-Chas. Rautier	..	5	5
Joseph Debus	..	10	5
Jos. Malcombson	..	10	5
Wm. Murry	vio. ord.	10	10
Alonzo H. Bennett	..	5	5
Wm. Merz	..	5	5
Chas. Dichter	..	7	50

Fines by Commissioners 10
 I. B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of August, 1880, for fines, penalties and costs imposed by the Police Justice and Police Commissioners of said city.

B. FRANK ENOS, Police Clerk.
 Sworn to before me this 21st day of Sept., 1880.
 GEO. TRUESDALE, Notary Public.
 Ordered received, filed and published.

Ald. Hart presented the petition of residents in the vicinity of S. Moulson's soap factory on North Clinton street, asking that the nuisance be abated. Referred to the Board of Health.

Ald. Hart presented the petition of residents on Adwin street, asking that obstructions be removed in said street. Referred to the Executive Board.

REPORTS OF STANDING COMMITTEES.
 Ald. L. M. Otis from the Lamp Committee, Ald. Wabridge from the Park Committee, Ald. Weaver from the Poor Committee, Ald. Ira L. Otis from the Contingent Expense Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

FINANCE BUDGET.
 ROCHESTER, N. Y., Sept. 21, 1880.
 By Ald. L. M. Otis—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

Jno. C. Moore, binding, &c	\$45 60
J. A. Stull, services in the Hobbie suit	500 00
A. G. Wheeler, services in the Hobbie suit	300 00
Lunch for Council	10 00
C. W. Aldridge, labor and material	111 56
City Messenger, hack hire, firemen's parade	40 00
City Messenger, disbursements	88 13
And charge that fund.	

POOR DEPARTMENT FUND.

John Turner, groceries	\$ 26 25
Jos. A. Otto	22 25
H. Brewster & Co.	16 80
A. H. Martin	22 50
H. A. Richmond	4 00
Mrs. Mary Muntz, board	9 00
Mary Kelly	10 00
C. E. Morris, stationery	17 00
Jas. Lancy & Co., paper	22 86
D. Gordon, dry goods	15 18
Hoffman & Maler, burials	43 50
E. B. Ferro, meat	25 00
W. & J. M. Alkenhead, soap	29 00
Scofield & Darling, transportation	17 27
O. C. Wright, stove	4 00
And charge that fund.	

CITY PROPERTY FUND.

Jas. Field, draping Treasurer's office	\$ 6 45
Rochester Gas Co., gas City Hall and Front St. Building	76 56
Smith, Perkins & Co., matches	7 05
D. Earl, labor and material	54 48
Wm. Connors, hardware	25 25
Estate of C. F. Wolters, repairing clock	47 40
J. R. Brady, painting City Hall	77 81
Geo. W. Aldridge, labor and material	26 00
And charge that fund.	

HEALTH DEPARTMENT FUND.

John Sullivan, blacksmithing	5 00
T. O'Callahan, blacksmithing	3 70
John O'Rourke, board of horses for July	18 00
August	18 00
And charge that fund.	

LAMP DEPARTMENT FUND.

Rochester Gas Co., care of lamps for August	\$2,047 83
Rochester Gas Co., rearranging lamp posts	44 73
Kelly Lamp Co., lamp pots	57 50
National Gas Light Co., care of lamps Aug	342 99
R. R. Gay & Co., care lamps for Aug	458 95
And charge that fund.	

POLICE DEPARTMENT FUND.
 B. Frank Enos, expenses, August, \$ 78 77
 And charge that fund.

PARK FUND.

H. Brewster & Co., grass seed.....\$ 1 07
And charge that fund.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, Sept 18, 1880. }

To the Common Council:

The accompanying bills and estimates having been duly audited, examined and settled by this Board, are by resolution of this Board, hereby certified to the Common Council for payment, in accordance with section 148 of the City Charter.

Respectfully,

THOS. J. NEVILLE, Clerk.

Street Department—Highway Fund.

Howard Iron Works repairing hyd. motor.... \$125 00
Ferry Bauer, services at bridge..... 40 00
C. F. Chappell, services at bridge..... 40 00
McConnell & Jones, cement, etc..... 7 00
Craig & Crouch's, lumber..... 40 92
Chace & Myers, lumber..... 330 09
F. C. Lauer, MacAdam, sand etc..... 119 33
Cogswell & Bentley, costs opposing motion..... 10 00
L. A. Pratt, rubber boots..... 10 00
C. Schnakel, repairing tools..... 5 50
E. J. Lockley, repairing tools..... 5 65
Geo. B. Harris, disbursements..... 17 65
T. J. Neville, clerk, disbursements..... 4 95

\$756 09

Street Department—Garbage Fund.

Jacob Rauber, collecting garbage..... \$150 00

Water Works Department—Water Pipe Fund.

Drullard & Hayes, pipe and specials.....\$2,301 73
Behr & Steiner, lead..... 308 85
E. D. Wood & Co., hydrants..... 370 00
Ludlow Valve Manufacturing Co., stop valves 32 49
Geo. L. Tubbs & Co., estimate group 49..... 450 00
Howe & Snyder, .. 50..... 50 00
F. C. Lauer, .. 52..... 300 00
John Howe, .. 53..... 160 00
N. Y. C. & H. R. R. Co., transportation..... 15 38
Craig & Crouch's, stakes..... 15 00
W. J. Telegraph Co., telegraphing..... 1 40
N. Y. C. & H. R. R. Co., four ft. bills..... 56 32
.. freight, valves..... 4 19
T. J. Neville, disbursements..... 13 55

\$4,367 71

Water Works Department—Water Works Fund.

J. Cowles, work, pump house..... \$ 35 90
J. C. King, bedding..... 45
Jacques House, board of men..... 56 00
Ludlow Valve Mfg Co., valve cover..... 1 45
J. B. Colman, corporation cocks..... 24 00
Lemon & Peoples, boiler compound..... 30 37
Vacuum Oil Co., oil..... 5 00
N. Y. C. & H. R. R. Co., transportation..... 52
Alexander Gray, disbursements..... 42 79
Hollister & Co., lumber..... 121 73
J. S. Graham & Co., repairs..... 10 38
J. Nelson Tubbs, disbursements..... 5 25
T. M. Blossom, .. 24 06
F. Klein, labor & material..... 47 19
S. E. Stuart & Co., coal..... 12 00
F. X. Masseth, horse hire..... 2 30
N. Y. C. & H. R. R. Co., freight bills..... 23 35
T. J. Neville, Clerk, disbursements.....

\$ 447 94

Salary and Expense Department—Salary and Expense Fund.

F. P. Kavanagh, salary for September.....\$166 67
F. C. Lauer, Jr., .. 166 67
Jacob Gerling, .. 166 67

\$500 00

Fire Department—Fire Department Fund.

Monthly pay-roll, engineers and firemen.....\$2,305 84
Alert Hose Co., appropriation..... 275 00
Active Hose Co., .. 275 00
Protectives, .. 375 00
Wendel Bayer, C. E., disbursements..... 100 00
54th Regiment Band, music..... 60 00
Artillery Band, music..... 3 00
Howard Iron Works, repairing vise..... 5 00
D. Upton, hack hire..... 15 30
Thomas Brooks, repairing harness..... 2 80
A. M. Semple, supplies..... 3 00
George Comons, hire of team..... 3 00
Curtis & Avery, hire of bunting..... 38 00
D. Upton, horse hire..... 3 00
E. S. Lee & Co., tree pruner..... 8 25
E. Enrich, plating, etc..... 30 00
A. D. Glover, painting..... 6 00
S. A. Millington & Son, repairs..... 231 60
Silsby Manufacturing Co., suction hose.....

R. Wright, repairs building..... 44 58
F. Klein, plumbing..... 9 27
John M. Smith, .. 2 50
Henry Heiding, supplies..... 11 14
Craig & Crouch's, flooring..... 118 84
Kelly Lamp Co., lamps and repairs..... 8 50
Sam'l M. Stewart, repairs..... 36 13
Hicks & McKenzie, horse-shoeing..... 36 25
L. W. Welch, hay and straw..... 33 47
John M. Smith, painting..... 2 50
A. Barnum & Co., painting..... 56 00
N. Y. L. E. & W. R. R. Co., freight telegraph supplies..... 2 47
N. Y. C. & H. R. R. Co., freight telegraph supplies..... 1 24
F. A. Lee & Co., freight telegraph supplies..... 5 35
Geo. B. Harris, express charges..... 50

\$4,238 59

Local Improvements.

Whitmore, Rauber & Vicinus, estimate No. 5 for North St. Paul street improvement.....\$6,000 00
John Lutes, inspecting work North St. Paul street improvement..... 67 50
Nicholas A. Brayer, work and grading Grace street plank walk..... 59 12

\$6,126 62

Street Sprinkling Ordinances.

A. W. Turnbull, sprinkling Union st..... \$20 00
A. W. Turnbull, sprinkling East ave, sec 1..... 45 00
A. W. Turnbull, sprinkling Chestnut st..... 14 00
McConnell & Pringle, sprinkling Park ave..... 16 00
McConnell & Pringle, sprinkling Meigs st..... 24 00
McConnell & Pringle, sprinkling Front st..... 19 00
McConnell & Pringle, sprinkling East av, sec 2 60 00
McConnell & Pringle, sprinkling S. St. Paul st 60 86
S. D. Pierce, sprinkling State st..... 30 00
S. D. Pierce, sprinkling E. and W. Main sts..... 16 00
S. D. Pierce, sprinkling Clinton st..... 35 00
S. D. Pierce, sprinkling Andrews st..... 18 00
S. D. Pierce, sprinkling N. St. Paul st, sec 1..... 25 00
S. D. Pierce, sprinkling N. Clinton st..... 18 00
S. D. Pierce, sprinkling Allen st..... 22 00
S. D. Pierce, sprinkling Mill st..... 16 00
G. Bantel & Son, sprinkling Spring st..... 25 00
G. Bantel & Son, sprinkling Lake ave..... 45 00
G. Bantel & Son, sprinkling Plymouth av sec 1 12 00
G. Bantel & Son, sprinkling West ave..... 50 00
G. Bantel & Son, sprinkling S. Washington st 16 60
G. Bantel & Son, sprinkling Monroe ave..... 24 00
G. Bantel & Son, sprinkling North ave..... 12 00
G. Bantel & Son, sprinkling N. Paul st, sec 2 25 00
G. Bantel & Son, sprinkling East Main st..... 36 00

\$138 56

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Wickens, Weaver, Kelly, Hart—11.

Ald. L. M. Otis, from the Finance Committee, reported adversely on the claim of Charles A. Jeffords.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

Gentlemen of the Common Council:
Since the last regular meeting of your Board death has removed from among us an honored citizen and an upright man. Ex-Mayor Elijah F. Smith (for more than half a century a resident of Rochester) was early identified with our business interests and its municipal government; taking deep interest in public affairs and contributing largely to the growth and prosperity of the city. The concluding words of his inaugural address, delivered to the Common Council forty years ago, and in which he gave expression of sentiments of love and veneration for the city of which he was then Chief Magistrate, are interesting at this time, and I take pleasure in reproducing them. They are as follows:

“GENTLEMEN:—Permit me to say in conclusion, that I deem it an honor to be called a citizen of this youthful city. Here have I resided fourteen years, and here it is my intention to spend the remainder of my days. My attachments are here and my interests are here; and I express, perhaps, but a selfish wish when I give utterance to the hope that Rochester may not only be crowned with temporal prosperity, but favored with those moral institutions which draw down the blessings of a kind and beneficent Providence.”

Living to a good old age, he was by reason thereof permitted to see these desires gratified. His funeral was largely attended from his late residence on the afternoon of Tuesday last.

Yours respectfully,
C. R. PARSONS, Mayor.

By the Clerk—

ROCHESTER, Sept. 21, 1880.

To the Honorable Common Council:

GENTLEMEN: Several weeks ago Mr. Wm. C. Baine presented to the Common Council his bill against the city for services as accountant.

Understanding that you have taken no action looking to the payment of the bill he supposes that you do not propose to pay it and instructs me to notify you that in case nothing to the contrary appears in the proceedings of your next meeting he will understand that you have rejected his claim, Very respectfully,

A. L. BARTON.

By the Clerk—

ROCHESTER, Sept. 15th, 1880.

To Your Honorable Body Mayor and Common Council:

GENTLEMEN: The Knights of St. James cordially extend you an invitation to attend their picnic and exhibition drill at Genesee Falls Park, on Thursday evening, Sept. 23d, 1880. Respectfully yours,

JAMES KEENAN,
Sec. Com.

CITY CLERK'S OFFICE,

ROCHESTER, N. Y., Sept. 21, 1880.

In accordance with section 29 of the revised city charter. I report the following persons as qualified and taken the oath of office: Fred B. Crittenden, Com. of Deeds; J. H. Granger, Com. of Deeds.

LUCIUS M. MANDEVILLE,
City Clerk.

ACTION ON ORDINANCES.

FINAL ORDINANCES.

The final ordinance for retaining wall on Buell avenue came up. After hearing allegations, Ald. Chambers moved to postpone two weeks. Adopted.

The final ordinance for a sewer in State street came up, and Ald. Walbridge moved to postpone two weeks. Adopted.

FINAL ORDINANCE No. 2,149.

FLAG WALK ON GOODMAN STREET.

On motion of Ald. Chamlers 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. Chambers submitted the following:

An ordinance to construct a 5 feet flag-stone walk on the east side of Goodman street, from East avenue to Park avenue.

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

The construction of a flag walk 5 feet wide on the east side of Goodman street, from East avenue to Park avenue, except where good 3 foot flag walks now exist.

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 \$1,518.00, which estimate is hereby approved, and the portion of said City which said Com. on Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Goodman street, from East avenue to Park avenue. The front of which the proposed flag walk shall 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, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—12.

The final ordinance for outlet sewer on the east side of the river came up. After hearing allegations Ald. Chambers moved to postpone two weeks.

Ald. Hart moved that the ordinance be postponed until the first regular meeting in April, 1881. Adopted. Ald. Barton gave notice that at the next regular meeting he should offer the following penal ordinances for adoption:

An ordinance relating to bill posters in the city of Rochester.

An ordinance in reference to the use of water in the city of Rochester.

An ordinance for the protection of fire engines, tenders, hook and ladder and fire extinguishers on their way to fires.

An ordinance relating to shade trees.

An ordinance regulating skating upon sidewalks in the city of Rochester.

An ordinance for furnishing means of escape from fires in the city of Rochester.

An ordinance regulating the sale of vegetables

An ordinance regulating the Driving Park in the city of Rochester.

An ordinance relating to throwing snow and ice to obstruct access to hydrants.

An ordinance for the protection of the fire alarm telegraph in the city of Rochester.

An ordinance in relation to steam exhaust pipes.

An ordinance relating to teamsters.

An ordinance in reference to the use of water in the city of Rochester

An ordinance for the registration of marriages and births.

An ordinance relating to hogs and goats.

An ordinance to prevent the destruction of street monuments.

An ordinance to regulate places of amusements.

An ordinance relating to the removal of kitchen garbage and offal.

An ordinance against the destruction or defacements of street signs.

An ordinance in relation to nuisances

An ordinance in relation to cartmen and porters.

An ordinance in relation to hackney coaches and carriages.

An ordinance in relation to railroads.

An ordinance in relation to markets.

An ordinance in relation to erection and removal of buildings

An ordinance in relation to cumbering of Mill st.

An ordinance in relation to streets.

An ordinance in relation to breadth of tires upon wagons, &c.

An ordinance in relation to tying boats at south end of Irving place.

An ordinance in relation to erecting guards for cellar and excavations.

An ordinance in relation to weights and measures.

An ordinance in relation to Erie canal feeder and basins.

An ordinance in relation to Mount Hope Cemetery.

An ordinance in relation to undertakers.

An ordinance in relation to pawnbrokers.

An ordinance in relation to covering cisterns.

An ordinance in relation to duties of City Clerk and Overseer of Poor.

An ordinance in relation to bonds and sureties of constables.

An ordinance in relation to Police Justice.

An ordinance in relation to Police.

An ordinance in relation to fires and Fire Department.

An ordinance in relation to street railroads.

An ordinance in relation to storage of petroleum, &c.

An ordinance in relation to manufacturing kerosene and other inflammable substances.

An ordinance in relation to animals not to run at large in highways.

An ordinance in relation to repair and construction of wooden awnings.

An ordinance in relation to public lamps and lamp posts.

An ordinance in relation to stone quarries.

An ordinance in relation to shade trees.

An ordinance in relation to scales for selling meats and fish.

An ordinance in relation to rubbish in river and mill races.

An ordinance in relation to fire alarm telegraph.

An ordinance in relation to fires and Fire Department.

An ordinance in relation to sprinkling West Main street.

An ordinance in relation to sprinkling streets.

An ordinance in relation to injury to fire hose.

An ordinance in relation to sealing ale, beer and cider casks.

An ordinance in relation to removal of dead animals.

An ordinance in relation to deaths and burials.

An ordinance in relation to Obstructing street railroad tracks.

An ordinance in relation to the sale of foreign fruits.

An ordinance in relation to barriers and lights at excavations.

An ordinance in relation to keeping swine.

An ordinance in relation to disturbances at public assemblies.

An ordinance in relation to awnings.

An ordinance in relation to burial of the dead at Mt Hope cemetery.

An ordinance in relation to lots in Mt. Hope to be kept in order.

An ordinance in relation to railroads.

An ordinance in relation to draining privy vaults.

An ordinance in relation to nuisances in public and private buildings.

An ordinance in relation to crossing Vincent place bridge.

An ordinance in relation to removal of garbage, &c. By Ald. Barron—Resolved, That the Improvement Committee be and are hereby instructed to prepare an ordinance for the construction of a six foot flag walk on the south side of Center street, from State to Mill streets. Adopted.

EXECUTIVE BUSINESS.

Ald. Fee moved to proceed to ballot for Commissioner of Deeds, and that the Clerk cast the ballot. Adopted.

E. A. McMath, S. McK. Smith, Martin J. Gannon, George Eisman and Patrick Eagan, having received the requisite number of votes were declared duly elected.

Ald. Weaver moved to proceed to a *viva voce* vote for Inspectors of Election. Adopted.

For Inspector of Election, 14th Ward, E. H. Tierney was named by :

Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Weaver, Kelly, Hart—12.

For Inspector of Election, second district Eighth Ward, Moses Furlong was named by :

Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Weaver, Kelly, Hart—12.

For Inspector of Election, First District, Ninth Ward, Thomas F. Murray was named by :

Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Weaver, Kelly, Hart—12.

For Inspector of Election, Second District, Ninth Ward, David Sturges was named by :

Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Weaver, Kelly, Hart—12.

For Inspector of Election, Third District, Sixteenth Ward, F. W. Zink was named by :

Ald. Tracy, Barron, L. M. Otis, Fee, I. L. Otis, Chambers, Walbridge, Felsinger, Wickens, Weaver, Kelly, Hart—12.

MISCELLANEOUS BUSINESS.

Ald. Hart moved that John Bieder be allowed to pay his tax on lot 80, Leighton avenue, without expense of sale. Adopted.

By Ald. L. M. Otis—Resolved, That the places for holding the polls of election for the several election districts of the city of Rochester for the ensuing year be designated and fixed as follows:

First Ward—Sheriff's office, Court House.

Second Ward—Old Number Five School House, Center street.

Third Ward—First District—Sturges' livery stable office Caledonia avenue.

Third Ward—Second District—George Underhill's store, Tremont street, near Plymouth avenue.

Fourth Ward—Number One Engine House, Stone street.

Fifth Ward—First District—Meyering's store, 88 North St. Paul street.

Fifth Ward—Second District—John O'Brien's shop, 224 North St. Paul street.

Sixth Ward—John F. Linsen's store, Clinton Place, corner of Clinton street.

Seventh Ward—First District—Jacob Young's store, corner of Monroe avenue and Marshall street.

Seventh Ward—Second District—Mrs. Marcotte's store, corner of Monroe avenue and Meigs street.

Eighth Ward—First District—Eichelman's barber-shop, 88 West avenue.

Eighth Ward—Second District—Catherine Carroll's house, 78 Bartlett street, corner of Reynolds street.

Ninth Ward—First District—Herbert J. Dawe, 4 Smith street.

Ninth Ward—Second District—J. S. Maynard, 97 Lake avenue.

Tenth Ward—Number 39 North Union street, between Asylum and Charles streets.

Eleventh Ward—First District—George Hartel's store, on Romeyn street, between Grape and Clark streets.

Eleventh Ward—Second District—Joseph Yawman's, corner of Saxton and Jay streets.

Twelfth Ward—First District—John Lynch's store, corner Munger street and South avenue.

Twelfth Ward—Second District—Samuel Steimer's house, Number 125 South avenue.

Thirteenth Ward—First District—John Nodecker's store, corner St. Joseph street and McDonald avenue.

Thirteenth Ward—Second District—John A. P. Walter's store, Number 100 Hudson street.

Fourteenth Ward—Schlitzer's building, corner of North avenue and Delevan street, north side.

Fifteenth Ward—Joseph Badhorn's store, Child street, near corner of Jay street.

Sixteenth Ward—First District—Mrs. Hohm's house, Number 26 Goodman street, near Park avenue.

Sixteenth Ward—Second District—Mrs. Dora Sem's house, Number 149 Bay street, corner Goodman street.

Sixteenth Ward—Third District—Augustus Scheidnagle's house, Hudson street, near Clifford street.

Adopted.

Ald. Felsinger presented the petition of Mary Messerschmidt for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

Ald. Chambers presented the petition of Laura Jones in relation to wood building erected by R. DeGarmo. Referred to the Wood Building Committee.

By Ald. Fee—

Resolved, That the thanks of the members of this Council and other city officials, who visited the city of Toronto on the invitation of the Industrial Exhibition Association of that city, are eminently due, and are hereby tendered to Mayor Beatty, members of the Board of Aldermen and other officials of that city for the grand reception and princely entertainment extended to us during our recent visit to their city. Adopted.

Ald. Kelly moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,

City Clerk.

In Common Council, Oct. 4th, 1880.

SPECIAL MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Barron, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Mandeville, Felsinger and Weaver—9.

Absent—Ald. Tracy, Fee, Ira L. Otis, Wickens, Edelman, Kelly and Hart—7.

MAYOR'S OFFICE,

ROCHESTER, Oct. 2, 1880. }

Lucius M. Mandeville, City Clerk.

Please call a special meeting of the Common Council for Monday, Oct. 4, at 2 o'clock p. m.

Object: Designating the places of registry, polling places, and appointing Inspectors of Elections to supply vacancies.

CORNELIUS R. PARSONS, Mayor.

Ald. Mandeville moved to proceed to designate the polling places. Adopted.

By Ald. L. M. Otis—Resolved, That the places for holding the polls of election for the several election districts of the city of Rochester for the ensuing year be designated and fixed as follows:

First Ward—Sheriff's office, Court House.

Second Ward—Old Number Five School House, Center street.

Third Ward—First District—Daniels' livery stable office, Caledonia avenue.

Third Ward—Second District—George Underhill's store, Tremont street, near Plymouth avenue.

REGULAR MEETING.

Fourth Ward—Number One Engine House, Stone street.

Fifth Ward—First District—Meyering's store, Eighty-eight North St. Paul street.

Fifth Ward—Second District—Roman Ovenberg's shop, Two hundred and twenty-four North St. Paul street.

Sixth Ward—John F. Linen's store, Clinton place, corner of Clinton street.

Seventh Ward—First District—J. cob Young's store, corner of Monroe avenue and Marshall street.

Seventh Ward—Second District—Mrs. Marcotte's store, corner of Monroe avenue and Meigs street.

Eighth Ward—First District—Eichelman's barber shop, Eighty-five West avenue.

Eighth Ward—Second District—Catherine Carroll's house, Seventy eight Bartlett street, corner of Reynolds street.

Ninth Ward—First District—Herbert J. Dawe, Four Smith street.

Ninth Ward—Second District—J. S. Maynard, Ninety-seven Lake avenue.

Tenth Ward—Number Thirty-nine North Union street, between Asylum and Charlotte streets.

Eleventh Ward—First District—George Hartel's store, on Romeyn street, between Grape and Clark streets.

Eleventh Ward—Second District—Joseph Yawman's, corner of Saxton and Jay streets.

Twelfth Ward—First District—John Lynch's store, corner of Munger street and South avenue.

Twelfth Ward—Second District—Samuel Steimer's house, Number One Hundred and Twenty-five South avenue.

Thirteenth Ward—First District—John Nodecker's store, corner of St. Joseph street and McDonald avenue.

Thirteenth Ward—Second District—John A. P. Walter's store, Number One Hundred Hudson street

Fourteenth Ward—Schlitzer's building, corner of North avenue and Delevan street, north side.

Fifteenth Ward—Joseph Badhorn's store, Child street, near corner of Jay street.

Sixteenth Ward—First District—Mrs. Hohm's house, Number Twenty-six Goodman street, near Park avenue.

Sixteenth Ward—Second District—Mrs. Dora Sem's house, Number One Hundred and Forty-three Bay street, corner of Goodman street.

Sixteenth Ward—Third District—Augustus Scheidnagle's house, Hudson street, near Clifford.

Adopted.

By Ald. Mandeville—

To the Hon. Common Council:

GENTLEMEN: I hereby tender my resignation as Inspector of Election in the Tenth Ward. Very respectfully yours,

FRANK J. BRENNAN.

Ald. Mandeville moved that the resignation of Frank J. Brennan be accepted. Adopted.

Ald. Chambers moved to proceed to a *viva voce* vote for Inspectors of Election to fill vacancies. Adopted..

For Inspector of Election, Second Ward, Daniel M. Leary was named by:

Ald. Barron, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Mandeville, Felsing, Weaver—9.

For Inspector of Election, 2d district Eighth Ward, Rudolph Johnson was named by:

Ald. Barron, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Mandeville, Felsing, Weaver—9.

For Inspector of Election, Tenth Ward, Joseph Carberry was named by:

Ald. Barron, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Mandeville, Felsing, Weaver—9.

Ald. L. M. Otis moved that the Chairman of the Improvement Committee, Chairman of the City Property Committee and the City Surveyor be directed to see that no injury is done to the arches of Main street bridge by the Municipal Gas Light Company, in the laying of their pipes across said bridge. Adopted.

Ald. Weaver moved to adjourn. Adopted.
LUCIUS M. MANDEVILLE,
City Clerk.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Absent—Ald. Ira L. Otis—1.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS ACCOUNTS, ETC.

Ald. Tracy presented the petition of Jacob G. Alt for damages alleged to have been sustained by the overflow of the sewer corner of West Main and Fitzhugh streets. Referred to the Law Committee.

Ald. Westbury presented the petitions of Mrs. D. Wright and John Atridge for permission to erect wood buildings and moved that the prayer of the petitioners be granted. Adopted.

By Ald. Westbury—Bills of

C. S. Tibbits, meals firemen's parade.....	\$ 93 38
Isaac Teal,	40 00
James Field, materials.....	11 46
E. A. Frost, labor and material.....	32 00
S. A. Millington, labor and material.....	11 74

Referred to Special Committee on Firemen's Parade.

By Ald. L. M. Otis—Bills of

National Gas Light Company, lighting and care of lamps.....	595 00
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Referred to Lamp Committee.

Ald. Fee presented the petition of J. E. Williams for remission of interest. Referred to the Assessment Committee.

Ald. Fee presented the petition of Frank J. Kalb for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

Ald. Hebing presented the petition of S. D. W. Cleveland for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

Ald. Hebing presented the petition of Mrs. Fannie Stifel for cancellation of tax.

Referred to the Assessment Committee.

Ald. Chambers presented the petition for building walk in Peart alley. Referred to the Improvement Committee.

Ald. Walbridge presented the petition of James Hart for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Mandeville presented the petition of S. S. Braman for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Mandeville—Bills of

J. G. Luitweiler, glass.....	\$84 10
M. Huntington, brushes.....	1 22
Wm. Waldert, repairing flag-staff.....	2 50
W. G. Reid, labor.....	1 50
J. Talman, soap.....	4 00
Rocheater Gas Co., gas for city building.....	89 93
Curtis & Avery, decorating Front street building.....	7 40

Referred to City Property Committee.

By Ald. Weaver—Bills of

Brewster, Gordon & Co., groceries.....	\$587 78
John Muir,	17 50
H. A. Richmond,	8 00
.....	6 00
Geo. Oppel, bread.....	36 61
F. Deininger, bread.....	118 56

Gates & Campbell, meat.....	52 35
Alling & Cory, paper.....	6 51
Lewis & Co., transportation.....	23 00
S. Wheeler, rent.....	10 00
F. Wurtz, meat.....	50 00
P. W. Taylor, disbursements.....	73 64
Referred to Poor Committee.	

By Ald Weaver—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF SEPTEMBER, 1880.

OVERSEER OF THE POOR OFFICE, ROCHESTER, Oct. 5th, 1880.

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

The undersigned, Overseer of the Poor of the city of Rochester, would respectfully report that during the month of September he has relieved 395 families in the following manner:

Orders on Poor Store.....	\$1,363 00
.. .. Coal Yard.....	129 75
.. .. Poor Store—Shoes.....	48 95
.. .. Lewis & Co.—Transportation.....	8 50
.. .. J. A. Butterfield.....	2 25
.. .. Schofield & Darling.....	81
.. .. Geo. L. Baker.....	52 50
.. .. Undertakers.....	67 50
Total.....	\$1,673 26
Less Towns.....	73 23

Total to city.....\$1,595 01
All of which is respectfully submitted.

P. W. TAYLOR, Overseer of the Poor.
Ordered received, filed and published.

Ald. Kelly presented the petition of taxpayers for plank walk on Myrtle street. Referred to the Improvement Committee.

Ald. Kelly presented the petition of Catharine Crisp for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Hart—Bills of

James Schooley, serving notices.....	\$ 24 90
J. Corbin.....	8 20
Evening Express Printing Co., printing for Municipal Court.....	20 00

Referred to Contingent Expense Committee.

Also bill of

C. R. Parsons, disbursements to date.....	73 50
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Ald. Hart moved that the bill of C. R. Parsons be referred to the Finance Committee for payment.

Ald. Weaver moved that it be referred to the Law Committee.

Lost by the following vote:

Ayes—Ald. Barron, Mandeville, Wickens, Weaver—4.

Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Edelman, Kelly, Hart—11.

The motion of Ald. Hart was then adopted.

By Ald. Hart—Bill of

B. Frank Enos, expenses for September.....	57 16
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Referred to the Finance Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Weaver, from the Poor Committee; Ald. Mandeville, from the City Property Committee; Ald. L. M. Otis from the Lamp Committee, and Ald. Hart, from the Contingent Expense Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

By Ald. Wickens—Bills of

Eagle Odorless Excavating Co. for removing dead animals.....	\$46 50
Union and Advertiser Co. Printing.....	7 50
Byron Holley, services.....	30 00

Referred to Finance Committee.

By Ald. Weaver—

To the Common Council of the City of Rochester

GENTLEMEN: Your committee on support and relief of the poor would most respectfully report: That in pursuance with your instructions they advertised for proposals for shoes to be furnished the poor department, which was responded to by two bidders, and after giving the samples a careful examination and comparing prices, deemed the bid of Pancost, Sage & Morse most favorable to the interests of the department and would therefore recommend the adoption of the following resolution:

D. G. WEAVER,
M. BARRON,
P. WICKENS,
HENRY HEBING,
S. D. WALBRIDGE,
Committee.

By Ald. Weaver—Resolved, That the Poor Committee be and are hereby authorized to purchase such supplies of shoes as may be required for the poor department, of Pancost, Sage & Morse at the prices named in their bid until otherwise instructed by this Council.

Ald. Chambers moved that the bids be read. Adopted.

Ald. Weaver, chairman of Poor Committee: I will furnish shoes like sample at the following prices:

1 Mens split brogans.....	\$1 20
2 Mens split army.....	1 40
3 Mens dirt excluder.....	1 60
4 Mens dirt excluder.....	1 50
5 Mens plow shoes.....	1 40
6 Mrs A calf pgd. pol.....	1 35
7 Mrs A calf pgd. pol.....	1 25
8 Mrs A calf pgd. pol.....	1 50
9 Mrs gra sewd pol.....	1 75
10 Mrs gra standard pol.....	1 85
11 Mrs veal calf sewd pol.....	1 65
12 Mrs gra peg pol.....	1 25
13 Miss A calf pgd pol.....	1 00
14 Miss A calf pgd pol.....	1 10
15 Miss A calf pgd pol.....	1 22
16 Childs A calf tip pol.....	1 03
17 Childs A calf cf pol.....	1 00
18 Childs A calf cf pol.....	95
19 Childs gra box tip button.....	1 20
20 Childs gra box tip button.....	1 25
21 Lad veal cf pol.....	1 20
22 La A cf pol.....	1 15
23 Miss veal cf pol.....	95
24 Chi A cf pol cap tip.....	92
25 Chi A cf pol.....	90
26 La gr pol.....	1 05
27 La gr pol.....	1 23
28 Miss gr pol.....	1 10
29 Chi gr pol.....	90
30 Mens kip plow.....	1 37
31 Mens Alexis.....	1 50
32 Miss grain.....	1 15

Yours, Respectfully, JOHN HART.
ROCHESTER, N. Y., Sept. 29, 1880.

Ald. Weaver, Chairman Poor Committee:

We will furnish the Poor Department with shoes like the samples at the following prices, viz.:

1. Women's A calf, pegged, 3/8 D. S. nigh 3 to 8.....	\$1 45
2. Misses' A calf, pegged, 3/8 D. S. nigh 3 to 8.....	1 25
3. Childs.....	1 00
4. Wom'n's grain M. S 1/2 D. S. pol. hemlock bottom, 3 to 8.....	1 55
5. Misses grain M. S. 1/2 D. S. pol. hemlock bottom, 11 to 2.....	1 85
6. Child's grain M. S., 1/2, pol. 3 to 10 1/2 tip.....	95
7. Child's grain M. S., 1/2, pol. 3 to 10 1/2 tip.....	95
8. Men's A calf.....	2 00

The first order to be in case lots. We size up the above in order of 12 pairs, giving us time to make them.

Respectfully, PANCOST, SAGE & MORSE.

Ald. Tracy in the chair—

Ald. Hart moved for a division of the question, and that each one who bid the lowest be awarded the contract.

Ald. Kelly moved as an amendment that the whole matter be referred back to the Poor Committee.

Lost by the following vote :

Ayes—Ald. Tracy, Fee, Chambers, Mandeville, Edelman, Kelly and Hart—7

Nays—Ald. Barron, Westbury, L. M. Otis, Hebing, Walbridge, Wickens, Weaver,—7.

Ald Kelly moved that action be postponed until the next regular meeting.

Lost by the following vote :

Ayes—Ald. Tracy, Fee, Chambers, Mandeville, Edelman, Kelly, Hart—7.

Nays—Ald. Barron, Westbury, L. M. Otis, Hebing, Walbridge, Wickens, Weaver—7.

The motion of Ald. Hart was lost by the following vote :

Ayes—Ald. Tracy, Chambers, Mandeville, Edelman, Kelly, Hart—6.

Nays—Ald. Barron, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Weaver—8.

Ald. Weaver moved that the report of the Committee be adopted.

Lost by the following vote :

Ayes—Ald. Barron, Westbury, L. M. Otis, Hebing, Walbridge, Wickens, Weaver—7.

Nays—Ald. Tracy, Fee, Chambers, Mandeville, Edelman, Kelly, Hart—7.

By Ald. Hebing—

To the Honorable Common Council of the City of Rochester :

Your Law Committee, to whom was referred the bill of F. M. Enos, payable to A. G. Wheeler, Esq., late City Attorney, for making and serving 908 notices of redemption for tax sales, amounting in the aggregate to to \$454, would state that it does not find any express provision in the city charter for the payment thereof, while it does particularly provide that the City Attorney shall have such notices served.

Your Committee would also state that it is informed that for a number of years, and during the official terms of several city attorneys, to use the proceeds of the service of such notices to defray the necessary clerk hire attendant upon the making and service of said notices and in the office.

Your committee also would report that said bill is very moderate in amount for the services rendered, but do not feel warranted in taking the responsibility of reporting favorably thereon, and would ask to be allowed to return the same to your honorable body for its action, for the reasons before stated.

All of which is most respectfully submitted.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

Ald. Hebing moved that the bill of F. M. Enos, for serving redemption notices, be allowed, charged to contingent fund, and placed on the Finance Budget.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

By Ald. Hebing—

To the Hon. Common Council of the City of Rochester :—

Your Law Committee, to whom was referred the petition of Brigdet Flannigan asking the assignment to her of certain certificates of lands sold for taxes, which taxes were assessed to one John Dempster, deceased, and situate on South St. Paul street in said city, and having reconsidered said petition, would respectfully report in favor of allowing the prayer thereof.

All of which is respectfully submitted.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

By Ald. Hebing—

Resolved, That the City Treasurer be and he is hereby authorized to assign the tax certificate of sale of lands assessed to John Dempster, deceased, to Bridget Flanigan on her paying into the City Treasury the amounts of said certificates, fees and interest. Adopted.

By Ald. Hebing—

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

Your Law Committee, to whom was referred the bill of O. L. Angevine, Esq., for \$1,856.00, being the amount of salary which he claims due and unpaid to him for his services as Fire Marshal of said city of Rochester, from July 1st, 1877, to June 1st, 1880.

Your committee would report that it has made a careful investigation into the facts of said bill, and with the aid of the City Attorney into the law relating thereto also, and after such careful examination, your committee do report that while the case is not wholly free from doubt, yet the current of the decisions as they now stand in the courts of the various States, hold that legally this claim cannot be enforced, therefore your committee would respectfully report adverse thereto.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

Adopted.

By Ald. Edelman—

To the Hon. Common Council :

Your Wood Building Committee, to whom was referred the petition of Laura Jones and others, in relation to the frame barn erected by R. DeGarmo, would report as follows :

That we believe the barn to be a great nuisance to the parties in the immediate vicinity, and that the petition was passed through the Common Council through misrepresentation and would therefore offer the following resolution :

Resolved, That R. DeGarmo be instructed to remove the barn recently erected by him

on Prospect street, at once, or convert the same into a dwelling, and further,

Resolved, That said barn as it now exists be declared a nuisance in accordance with section 220 of the city charter.

LEWIS EDELMAN,
OWEN W. FEE,
J. J. HART,
Committee.

Ald. Westbury moved that the report lie on the table until the next regular meeting.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Mandeville, Wickens, Weaver—10.

Nays—Fee, Edelman, Kelly, Hart—4.

Ald. Westbury, from the special committee on dedication of Firemen's Monument, reported favorably on various bills and moved that they be paid from the contingent fund and placed on the finance budget. Adopted.

By Ald. Barron—

To the Honorable the Common Council:

GENTLEMAN: Your Assessment Committee, to whom was referred sundry petitions, would report:

On the petition of Caroline L. Ely your committee report adversely.

On the petition of L. D. Ely we ask its reference to the Law Committee.

On the petitions of John Todd and Sarah Ann McMurray we report in favor of the division asked for, and that the assessors make the proper division.

JOHN A. FELSINGER,
MARTIN BARRON,
Committee.

Adopted.

By Ald. Barron—Whereas, Lot No 3 of the Cornhill tract, Plymouth ave., Third Ward, was assessed for general city tax for 1880, 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 Sept. 6th, 1880, 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 \$27.62, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Sept. 6th, 1880. }

A. C. McGlachlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the general city tax for the year 1881, to Miranda Peart, viz:

Lot No. 5, S. W. part Cornhill Tract, east side of Plymouth ave., Third Ward, 136 feet front, 136 feet rear, and 63 feet deep, and that the owner of said property should pay as her portion of general city tax for 1880, and water rents the sum of \$27.62, 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.

D. MCKAY,
AUGUSTUS M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Sept. 6th, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

Ald. Barron, from the committee on charter amendments and ordinances, moved that the penal ordinances of which he gave notice

at the last meeting be postponed two weeks. Adopted.

Ald. Hebing presented a remonstrance against the erection of a wood building on Rome street by Phebe Schemerhorn. Referred to the Wood Building Committee.

FINANCE BUDGET.

ROCHESTER, N. Y., Oct. 5, 1880.

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

CONTINGENT FUND.

MONTHLY PAY ROLL FOR SEPTEMBER, 1880.

Cornelius R. Parsons, Mayor	.....	\$208 33
Ambrose C. McGlachlin, Treasurer	.....	333 33
John R. Fanning, City Attorney	.....	166 66
Oscar H. Peacock, City Surveyor	.....	166 66
L. M. Mandeville, City Clerk	.....	137 50
David McKay, City Assessor	.....	150 00
August M. Koeth,	.....	150 00
Wm. Marz,	.....	150 00
Geo. W. Sill, Judge Municipal Court	.....	150 00
J. W. Duell,	.....	150 00
William E. Werner, Clerk	.....	50 00
Francis J. Irwin, City Messenger	.....	83 33
John O'Leary, Watchman City Hall	.....	55 00
Wm. Connors, Engineer City Hall	.....	55 00
Wm. Waldert, Janitor Front Street Building	.....	50 00
W. C. Gray, Assistant Surveyor's Office	.....	66 00
C. E. Parsons, Draughtsman	.....	66 00
W. J. Stewart, Chainman	.....	44 00
Ambrose Redman, Rodman	.....	32 33
H. F. McGlachlin, Treasurer's office	.....	116 66
C. H. Stillwell,	.....	62 50
J. T. Tracy,	.....	62 50
J. Y. Ellas,	.....	65 00
Edward Thomas,	.....	30 00
Wm. Carroll, Fire Marshal	.....	58 33
Assessors' clerk hire month of September	.....	41 67

MISCELLANEOUS.

Union & Adv., printing for Surveyor's office	.....	58 00
.....	City Clerk	32 75
.....	Treasurer's office,	110 50
.....	postal cards, City	
.....	Attorney	2 00
Union and Advertiser, publishing proceedings		
1 qr. to Oct. 1, as per contract	.....	750 00
Rochester Printing Co., publishing proceedings	.....	
to Oct. 1, as per contract	.....	625 00
Express Printing Co., publishing proceedings	.....	
to Oct. 1, as per contract	.....	500 00
Herald Printing Co., publishing city notices	.....	
1 qr. to Oct. 1, as per contract	.....	250 00
Rochester Volksblatt, publishing city notices	.....	
1 qr. to Oct. 1, as per contract	.....	187 50
Rochester Beobaecter, publishing city notices	.....	
1 qr. to Oct. 1, as per contract	.....	187 30
A. S. Tower, stationery	.....	60 00
Lunch for Council	.....	10 00
F. M. Enos, serving notices of redemption	.....	454 00
E. A. Frost	.....	32 00
James Field	.....	11 46
S. A. Millington	.....	11 74
Isaac Teal	.....	40 00
C. S. Tibbits	.....	93 38

And charge that Fund.

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR SEPTEMBER, 1880.

Porter W. Taylor, Overseer	.....	\$116 66
James W. Stanley, Assistant Overseer	.....	66 66
Henry L. Achilles, Jr, bookkeeper	.....	33 33
Jacob Lutt, clerk	.....	40 00
Dr. Kempe, City Physician	.....	41 67
Dr. Weigel, City Physician	.....	41 67
Dr. Schmitt, City Physician	.....	41 67
Dr. Rockwell, City Physician	.....	41 67
Dr. O'Hare, City Physician	.....	41 67
Dr. Spencer, City Physician	.....	41 67
Vincent M. Smith, Excise Commissioner	.....	66 66
C. Herzberger	.....	66 66
Wm. F. Morrison	.....	66 66

MISCELLANEOUS.

Geo. C. Buell & Co., groceries	.....	\$15 68
J. M. McKenna,	.....	2 00
Burt & Sanders, meat	.....	25 00
H. Herzberger,	.....	50 00
Jacob DeVos, pork	.....	213 50
Geo. F. Merz, flour	.....	121 25
H. Kondoif, bread	.....	97 14
Rochester Gas Company, coke	.....	18 70
A. W. Mudge, burials	.....	79 50
A. W. Mudge,	.....	36 00
W. & J. M. Alkenhead, candles	.....	29 95
J. K. Courneen, beans	.....	13 65

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR SEPTEMBER, 1880.

Dr. Chas. Buckley, Health Officer	\$ 66 66
John H. Mason, Supt. and Clerk	50 00
A. C. Parsons, Inspector	40 00
Michael Murray,	40 00
John Meyer,	40 00
Jos. Thompson,	40 00
Henry M. Heindol, keeper Hope Hospital	50 00
John O'Rourke, sewer flusher	40 00
John Vance,	40 00
F. J. Irwin, salary to October 1	25 00

MISCELLANEOUS.

Henry Dorman, burying dead animals	6 00
Mt. Hope Com., rent Hope Hospital from July 1, 1879, to July 1, 1880	100 00
And charge that fund.	

LAMP DEPARTMENT FUND.

Rochester Gas Co. care Lamps, Sept.	2,050 08
Citizens' Gas Co. care Lamps, Sept.	\$2,612 50
R. R. Gay, care Lamps, Sept.	687 00
And charge that fund.	

PARK FUND.

MONTHLY PAY ROLL FOR SEPTEMBER, 1880.

John Schannon, labor on parks	30 00
William Coughlin, "	30 00
William Collinson, "	30 00

MISCELLANEOUS.

Doxtater & Redding, blacksmithing	3 00
And charge that fund.	

CITY PROPERTY FUND.

Charles M. Beattie, salary for September	30 00
F. J. Irwin, monthly cleaning	64 25
And charge that fund.	

POLICE DEPARTMENT FUND.

Frederick Zimmer, salary to October 1	125 00
J. Howe, Jr.,	125 00
Geo. Truesdale, for September	187 50

POLICE PAY ROLL FOR SEPTEMBER, 1880.

Alex. McLean	\$130 00
Samuel Brown	30 00
Peter Hughes	30 00
W. J. Rogers	30 00
Thos. Lynch	30 00
Peter Lauer, Jr.	30 00
P. C. Kavanaugh	30 00
Ferry Marzluft	30 00
Thos. A. Burchell	30 00
Caleb Pierce	30 00
Henry Baker	30 00
Jos. P. Cleary	30 00
Frank B. Allen	70 00
W. R. M. Arthur	70 00
John J. Garrett	70 00
Jacob Frank	70 00
John C. Hayden	70 00
John Wangman, 29 days	67 86
Hugh Johnston, 25 days	58 50
Hugh Clark	70 00
John H. Dana	70 00
Ed. Van Vorst	70 00
John C. M'Quatters	70 00
Wm. White	70 00
Thos. Dukelow	70 00
Fred. Griebel	70 00
Patrick H. Sullivan	102 00
Chas. M'Connick	30 00
Jos. S. Roworth	30 00
Wm. F. Lush, 25 days	58 50
Barth. Crowley	70 00
Robt. Burns, 30 days	72 34
Ralph Bendon, 29 days	67 86
Jacob Harter	70 00
Thos. Crouch	70 00
Andrew Connolly	70 00
Wm. P. O'Neil	70 00
Benj. C. Furthur	70 00
Wm. Keith	70 00
B. Horcheler	70 00
John Mitchell, 31 days	72 34
Robt. M'Keen	70 00
Chas. E. Fowier	70 00
Michael Brady, 31 days	72 34
Wm. M'Kelvv	70 00
Joseph Legler, 29 days	67 86
Wm. H. DeWitt, 28 days	65 52
Nicholas J. Loos	67 86
Robert Sloan, 29 days	67 86
Samuel Schwartz	70 00
Jas. A. Johnson, 29 days	67 86
Patk. Hoctor	70 00
Louis Jesserer	70 00
Frank Value, 29 days	67 86
Michael Cain	70 00

Wm. Burgess	70 00
Michael Hynes, 26 days	60 84
Chas. Hart	70 00
Frank D. Fay	70 00
Geo. Hoffer	70 00
James P. Flynn	70 00
John Monaghan	70 00
John B. Davis, 29 days	67 86
Henry D. Shove	70 00
Michael Wolf, Jr., 27 days	68 18
John M. Heis	70 00
Charles W. Peart	70 00
Wm. Laragy	70 00
Louis Nold	70 00
Jerry Twaig, 22 days	51 48
Ed. McDonough	70 00
Older Oliver, 28 days	65 52
John Dean	70 00
Jos. Sr. Hellens	70 00
Peter Hess	70 00
Daniel Goulding, Jr.	70 00
Patrick Holloran	70 00
Henry Graven, 29 days	67 86
Chas. Stefferd	70 00
Frank S. Stues	70 00
Oliver A. Youle	70 00
Frederick Kipputh, 29 days	67 86
John Lepold, 29 days	67 86
Mich. Hyland	70 00
Jacob Markey	60 00
Hiram Rogers	50 00
B. Frank Enos, Clerk of Commissioners	83 34
Henry Graven, 21 days lost in July, from injuries received while making an arrest	49 14
And charge that fund.	

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, Oct. 4, 1880.

To the Common Council:
The accompanying bills and estimates having been duly audited, examined and settled by this Board, are by resolution of this Board, hereby certified to the Common Council for payment, in accordance with section 148 of the City Charter.

Respectfully, your obedient servant,
GEO. B. HARRIS, Clerk pro tem.

Street Department—Highway Fund.

M. H. FitzSimons, stone	\$ 41 49
M. C. Gannon, McAdam	108 11
Marx & Young, repairs	13 75
Henry Hebing, hardware	3 49
O. H. Fisher, wood	1 75
Fire Department, hay	16 65
S. McCord, straw	7 00
J. W. Breakey, stabling	30 62
Frank Horn, supplies	6 60
J. Steinhauer, blacksmithing	33 91
Mosher, Hoole & Co., coal	45 50
Mrs. George D. Lord, rent of stable	20 00
W. H. Gorsline, rent of dumping ground	75 00
Michael Murphy, street signs	5 00
Ferry Bauer, labor	9 33
Charles F. Chappel, labor	5 33
Henry Hebing, nails, etc.	21 49
Whitmore, Rauber & Vicinus, cement, stone, and pipe	208 11
	\$653 04

Street Department—Garbage Fund.

Jacob Rauber, collecting garbage on contract. \$125 00
Salary and Expense Department—Salary and Expense Fund.

Rochester Printing Co., printing annual report of Board. \$285 64

Water Works Department—Water Pipe Fund.

Drullard & Hayes, pipe and specials	\$950 00
F. C. Lauer, estimate group 52	280 00
P. B. Whitbeck, estimate delivering pipe	206 13
N. Y. C. & H. R. R. Co., transportation	15 30
N. Y., L. E. & W. R. R. Co.,	12 36
Whitmore, Rauber & Vicinus, stop gate stone	58 84
Behr & Steiner, lead	65 55
	\$1,638 18

Water Works Department—Water Works Fund.

Marx & Young, repairs	\$19 75
W. U. Telegraph Co., telegraphing	1 93
Holly Manufacturing Co., repairs	8 49
Henry Hebing, hardware	25 00
N. H. Green, allowance for pipe	1 50
John C. King, furniture	1 60
E. H. Cook & Co., asbestos packing	25 03
Orrin Purcell, services and expenses	20 13
S. H. Oviatt, expenses	2 65
Woodbury, Morse & Co., supplies	5 25

W. Westcott, tinware.....	50
Cooper, Jones & Cadbury, corporation cooks..	537 33
J. Hilbert & Co., team work.....	4 00
Nathan & Dreyfus, repairs.....	1 00
J. D. Jobs, boarding men.....	8 60
A. H. Kasseal, stbng. wng. etc. box.....	29 80
Boston Machine Co., supplies.....	6 89
C. H. Mordoff, lumber.....	22 94
J. Cowles, labor.....	11 25
A. M. Semple, oil.....	5 56
T. J. Neville, clerk, postage stamps.....	15 00
J. Emory Jones, repairs.....	7 75
Rochester Axle Co. wagon box.....	1 50
Geo. B. Harris, expense of negotiation for purchase of mill lot at Hemlock Lake.....	231 00
S. B. Stuart & Co., coal.....	93 99
	<hr/>
	\$1,089 53

Fire Department—Fire Department Fund.

Whitmore, Rauber & Vicinus, repairs.....	\$ 57 00
Marx & Young, repairs.....	80 25
H. L. Fish, platform scale.....	30 00
Powers & Weightman, vitriol.....	79 35
M. Heavey, horse hire.....	13 00
Smith & Oberst, hardware.....	23 67
Doxtater & Redding, iron work.....	11 80
Wendell Bayer, wash bills.....	37 15
John C. King, bedding.....	104 77
	<hr/>
	\$427.08

Local Improvements—Special Improvement Funds.

Whitmore, Rauber & Vicinus, final estimate, Sheridan Park sewer.....	\$ 502 23
Whitmore, Rauber & Vicinus, final estimate, North St. Paul street improvement.....	3,186 64
N. L. Brayer, final estimate Gates avenue walk.....	39 71
F. C. Lauer, final estimate, Center street improvement.....	1,388 89
James H. Nellis, final estimate, Goodman street improvement.....	1,931 29
John Lutes, inspector of North St. Paul street improvement.....	10 00
Obed M. Rice, inspector of East avenue sewer Street Department, use of roller, stakes and test pits, and charge to North St. Paul street improvement.....	8 00
	<hr/>
	526 64
Street Department, Goodman street improvement.....	53 75
Street Department, Ontario street sewer.....	2 25
.. .. Sheridan Park sewer.....	3 00
.. .. Center St. improvement.....	1 25
.. .. East avenue sewer.....	6 75
.. .. Miller street walk.....	2 49
.. .. Grace street walk.....	20
.. .. Gates avenue walk.....	23
	<hr/>
	\$8,113 33

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

By Ald. L. M. Otis:

To the Honorable the Common Council:

GENTLEMEN: Your committee to whom was referred a special line of investigation as to certain conflicting reports, criticisms and opinions, in relation to the late Treasurer's accounts, have, to the best of their ability, laboriously and conscientiously performed that duty, and herewith present the result of their investigations and deliberations.

But, as considerable time has elapsed since the committee was appointed, it may be well to recall, as concisely as possible, some leading facts which seemed to justify, if not imperatively require, the action taken by your honorable body.

At the time referred to, so far as the outside world was concerned, it had been flooded with reports, throughout all sections of the country, of treasury defalcations in Rochester, ranging in amount from \$10,000 to \$400,000; whilst, in our own midst, so many conflicting statements were made and circulated, that, although public opinion

was strongly disposed to take an exculpatory view, there was yet enough of doubt and distrust lingering, in certain quarters, to warrant an effort to arrive at actual facts, so that no injustice might attach to the memory of the living or the dead.

On one side it will be borne in mind, we had the report of Messrs. Bower and Williams, which was characterized by the ex-chairman of the finance committee in this council chamber, as highly eulogistic of the late treasurer's official conduct and management; whilst, on the other side, this same gentleman supplemented the announcement with the emphatic remark that "Mr. Baine (the other member of the investigating appointees) had found a very different state of affairs." But in what particulars this "very different state of affairs" consisted, no intimation was given at that time; and not until months had elapsed was any official or other detailed statement presented to the public. In the meanwhile, as before intimated, bold assertions of deficiencies had been made and publicly proclaimed, so that it seemed a duty was imposed on this board, backed by public opinion, to endeavor to calmly and justly determine, by all the aids in their power, "the truth, the whole truth, and nothing but the truth" in the matter at issue.

At the very outset of our investigation, it will be remembered, we were confronted with the contumacy of an important witness, Mr. Baine, who refused to testify as to matters submitted to him, and we were compelled to apply to the court for authority to enforce compliance to our requirements.

This authority being granted, the expenses paid by Mr. Baine, and due apology made by him and accepted by us, we had no further difficulty in getting such answers from him as he was able to give. This and other interruptions, from causes needless to enumerate, must be our apology for not sooner reporting the "facts" and conclusions arrived at, to the Council.

We observe, then, that the late treasurer, George D. Williams, has accounted for every dollar paid into the treasury from any source, as shown by the evidence of Mr. Baine and certain reports heretofore presented to the Common Council by Messrs. Bower, Buel and Smith, in their examination of the fiscal year ending 1878; and, again, by Messrs. Bower and Williams in their reports for fiscal years ending 1877-'79 and '80, to March 3d. the date to which their first report was brought.

For the intervening time to the date of Mr. Williams' death, it will be remembered that James H. Kelly, elected to fill the vacant treasurership by your board, reported to the public that, after as thorough an examination as the time allowed, he found everything correct and satisfactory.

The only adverse report, from any source whatever, during the five years of Mr. Williams' treasurership, is that of Mr. Baine, which charges certain deficiencies; and in relation to which the following facts appear from the evidence presented to your Committee.

Without, therefore, going into detailed particulars, as that would occupy too much space, we submit the following as illustrative of the report as a whole: The item of \$1,542.10 and the item of \$1,551.63—moneys paid to collectors and returned to them upon settlement of their accounts—should be stricken out, these being amounts simply kept in trust for the collectors. Even the evidence of Mr. Baine may be quoted against himself on this point. It is as follows: "The item \$1,542.10 should be stricken out. I did not intend that item as deficiency, but only as an objection. This item was figured twice in the report. The same answer applies to the item \$1,551.63, for 1877, paid to collectors, and are not considered deficiencies."

The item \$319.58 is not a sum to be "charged to the treasurer," as claimed. Any excess of this kind, which is, by the way, a rare occurrence, would finally find its way as a credit to the contingent fund.

The item \$581.54 is not a "deficit." It is explained away by the following facts: Mr. Baine added fifteen days' interest—time elapsed after the tax sale, and also added twenty or more days' interest, while the amount (\$46,803.30) was in the hands of the collectors. This matter may be thus stated:

Fifteen days' interest, at twelve per cent.....	\$234 01
Twenty days' interest, at twelve per cent.....	312 02
Total.....	\$546 03

leaving a balance of \$35.51, which amount is easily explainable by the probable supposition that many of the warrants were longer in the hands of collectors than twenty days.

The item of "deficit," \$1,132.04, is included in an explanation, or what claims to be such, made by Mr. Baine in writing, on resuming his testimony—after refusing to answer the questions put to him by your committee—which, in substance, virtually disposes of the whole of the above so-called deficit, as may be seen by referring to said evidence.

The items \$190.55 and \$297.02 are not "deficits," but are actually surpluses, as per Mr. Baine's own statement in his report.

The item \$18.43, placed in the report as though a deficit, required to balance an account, was actually debited to lands sold and properly credited on the same page from which Mr. Baine copied his figures, and immediately following them. Excepting as this seems to show the extreme carelessness of the examiner, we should omit special reference to it in this report.

The items called "deficits," of \$759.42, \$2,083.92 and \$719.07, may all be virtually explained away by referring to remarks above on the item of \$581.54, as the same general methods appear to have been employed by Mr. Baine in arriving at results.

The item \$389.92 is not a "deficit," as may be shown by the evidence given in relation to remissions of interest on back taxes by ex-Alderman Chase and Attorneys Perkins and Wheeler.

The items \$3,129.75 and \$10,417.06, which Mr. Baine says should be represented by tax certificates "on hand" to represent tax sales of 1875 and 1876, is answered by the fact that the treasurer's books show a sum in excess of these amounts.

The items called "deficits," under date of August 1, 1877, and August 1, 1878, of \$1,507.34 and \$1,584.37, are not deficits at all. The whole is virtually expunged by deducting the one per cent, erroneously figured on collections received on the 31st day of July, but not entered on the journal till from the 1st to the 3d of August. Had Mr. Baine paid attention to the receiving books and the memorandums made by the treasurer in his journals, plainly noting the above facts, such transparent blunders should not have been given publicity.

This must suffice for this portion of the report, as we have no further time to enter into other details.

Having thus exposed the many errors of this so-called report of Mr. Baine—errors aggregating many thousands of dollars—we may reasonably ask, "What importance or value attaches to the remainder of it?" which we have not time to refer to in detail.

The argument of its worthlessness, as evidence to impeach the integrity of a trusted public servant, must be apparent; but we are not driven to the necessity of resting the case on this ground alone. What remains is simply a question of fees and interest as in fact, the whole schedule of so-called deficits and other specified items are almost wholly of this character. It is noteworthy that no one, not even Mr. Baine, has attempted by any charge, or even intimated that the late treasurer has not accounted for every dollar of his receipts. It is charged simply that he did not collect all the interest, etc., required by the charter. This is the case in a nut shell; neither more nor less. How far, then, was he culpable for these omissions? In the first place it must be borne in mind that, owing to the practical difficulties in adhering to the letter of the charter in the collection of interest on warrant account whilst in the hands of collectors, the interest account for this period was ignored. It has, however, all been figured up by Mr. Baine and charged as a deficit.

Neither was account taken of the important fact that owing to the difficulty of finding

collectors for the fifteenth and sixteenth wards, at the usual fee of five per cent., a guarantee of so much per diem had to be made, and was made, by advice of finance committees, which largely increased the cost of collections in these wards. Of course, in taking no account of this fact, it is easily seen how discrepancies may be made to appear. Again, all entries of payments marked "settled by city attorney" (and all such contained remissions of interest) were similarly treated. Cash or checks received on one day, and not entered in the journal till the next or some subsequent day, as would frequently happen, at certain seasons of the year, would be chargeable with the loss, or apparent loss, of interest for one or more days, as the case might be.

Had Mr. Williams been suspicious that hereafter it was within the range of probability that some investigator of accounts would figure against him every cent of interest up to the day his entries were journalized, he might have asked the council for additional clerks to enable him to guard against such a contingency. It is extremely doubtful, however, whether, if such reasons only were given, the request would have been granted. But, excluding these minor matters, which all count, however, in transactions covering several years, we have the testimony of ex-City Attorneys J. B. Perkins and A. G. Wheeler, whose terms of office covered the whole period of Treasurer George D. Williams' incumbency, that the latter rarely, if ever, acted in the matter of interest remissions on taxes without full authority from these gentlemen. The consultations with them on this subject appear to have been frequent; and as their testimony has an important bearing on the main question at issue, and serves to explain and justify the late treasurer in his action in this particular, we transcribe the same nearly verbatim.

Ex-City Attorney J. B. Perkins testified substantially as follows: George D. Williams always came to me for advice when anything came up in his office requiring it; and I have a number of times advised the treasurer to accept taxes for a less amount than the usual interest; I do not remember that, at any time, anything less than the face of the tax was accepted. In all such cases, my advice was based on the opinion that we could not collect the tax by legal process. I think my advice was a sufficient guarantee for the treasurer. I generally put it in writing, saying: "In my opinion you should settle the tax in such and such a way."

Ex-City Attorney A. G. Wheeler said: I was elected City Attorney in May, 1878, for two years. George D. Williams was City Treasurer. During the term of my office have given Mr. Williams advice quite a number of times. After investigating the case as

far as I could, and found where the city did not live up to the requirements of the charter, I advised Mr. Williams to receive the taxes in such cases with seven per cent. interest. I do not remember of any case where I advised the taking of less.* I knew the city could not collect the tax legally. I considered the treasurer had a right to act upon my advice, as attorney of the city; and I knew the treasurer acted upon my advice, and I have advised him that he was justified in doing so.

In addition to the above ex-Alderman Chase testified fully, that as chairman of the finance committee he had frequently been consulted by Mr. Williams in relation to the remission of fees and interest, and, also, as to accepting taxes in installments from poor people, in certain extreme cases. He had frequently advised settlement by the latter course, and often in regard to the former class of cases. Generally such matters as remissions were brought before the council, but frequently they were not for reasons which seemed good at the time.

In this connection, too, it must be remembered that, notwithstanding these remissions it is in evidence that in five years, the period covered by the investigation, there was credited to contingent fund for interest and fees \$112,644.44.

Finally, we may remark that, from all the above we draw the inevitable conclusion that the late treasurer, George D. Williams, was a faithful public official, and that all imputations against his integrity had no foundation in fact, and were a cruel wrong which can only partially be attoned for by this emphatic avowal.

Respectfully submitted,

LYMAN M. OTIS,
HENRY HEBING,
OWEN F. FEE,
S. D. WALBRIDGE,
J. MILLER KELLY.

TESTIMONY TAKEN BEFORE THE SPECIAL COMMITTEE ON INVESTIGATING TREASURER'S ACCOUNTS.

Committee met July 16th, 1880, at City Clerk's office. Members present—Ald. Hebing, Ald. L. M. Otis, Ald. I. L. Otis, Ald. Walbridge, Ald. Fee, Ald. Kelly and Ald. FitzSimons.

Ald. Hebing called the meeting to order.

Ald. FitzSimons nominated Ald. I. L. Otis.

Ald. I. L. Otis declined in favor of L. M. Otis. Upon being put to a vote Ald. L. M. Otis was duly elected Chairman of the Committee.

Ald. Kelly nominated Ald. Fee for Secretary.

Ald. Fee declined.

Ald. Hebing nominated Ald. Kelly. Upon being put to a vote Ald. Kelly was duly elected Secretary of the Committee.

Ald. Kelly moved that Messrs. Bower, Baine and Williams be notified to appear before this committee with all books, papers, reports, &c. that they have in their possession pertaining to the investigation of the City Treasurer's office. Carried.

Adjourned to Tuesday evening at 7 o'clock.

J. MILLER KELLY, Sec.

MEETING JULY 20th, 1880, 7 o'clock P. M.

Present, Ald. L. M. Otis in the chair, Ald. FitzSimons, Ald. Walbridge, Ald. Fee, Ald. Kelly.

Mr. Bower read the report.

Ald. Fee moved the investigation be private. Carried.

Ald. FitzSimons wanted to be recorded as not voting (made some statements but was not sworn).

Ald. Kelly moved a reconsideration of vote first taken as to private meeting. Carried.

Ald. Kelly moved it be laid on the table till the next meeting. Carried.

Ald. Fee moved that we adjourn to Friday, at 7 o'clock.

J. MILLER KELLY, Sec'y.
MEETING HELD JULY 23d, 1880.

Present—Ald. L. M. Otis, Ald. Hebing, Ald. Walbridge, Ald. Fee, Ald. Kelly.

Absent—Ald. Ira L. Otis.

Ald. L. M. Otis in the chair.
Ald. Hebing moved that the chairman of this committee obtain an order from the Court to request all persons having any papers, books, &c. in their possession, to appear before this committee. Carried.

Ald. Kelly moved we adjourn subject to the order of the chairman when he gets the order from the Court to compel witness to appear with books and papers.

J. MILLER KELLY, Sec'y.
ROCHESTER, N. Y., August 11th, 1880.

Aldermen L. M. Otis, Henry Hebing, Owen Fee and J. M. Kelly:

Wm. C. Baine called and examination continued. Papers shown witness by Chairman Otis.

Ald. asked—Is this the report to the Common Council?

It is. It is the only one I have made.
Have you found any moneys George D. Williams received not credited to city?

I had no means of finding. I only found what he received.

I ask you if you found any moneys Treasurer Williams received that were not credited to the city? I did not.

Did you find any moneys paid out by the City Treasurer without a proper voucher therefor except what are mentioned in your report?

I did not.
Tell the Committee the nature of the warrant account.

The warrant account is an account made by the Treasurer after he issues the warrant.

With whom is the warrant account kept?
It is kept with the City Treasurer and the city. I don't know who it was kept with.

Do you know of whom the credits of this warrant account was received?

I don't know. I was not there when it was received. Is there any such thing in the City Charter as warrant fund?

I don't know of any such that I can recollect now.
When you simply found several items in the warrant account without any vouchers to correspond?

Yes.
Were there any names as to whom these were paid? Yes, there were some.

By Ald. Hebing—On what basis did you figure this warrant account to find that the fees of the collectors were not included?

I found the actual charges on tax credits to be \$1,006.96 (tax certificates from a separate account on the ledger); the actual charges on lands sold for taxes bid in by the city is \$2,039.16.

By Ald. L. M. Otis—Mr. Baine, that is not what was asked. Now, on what basis did you figure the collectors' fees that the Treasurer did not credit the warrant account with?

[Witness at this point refused to answer, and left the room and did not return.]
moved by Ald. Hebing that we adjourn, subject to the call of the Chairman. Adjourned.

By Ald. Hebing—Whereas Mr. Wm. C. Baine appeared before this Committee in pursuance of the summons made by Hon. W. C. Rowley, Monroe County Judge, at about 8 o'clock P. M., and remained until the hour of 8:45 P. M., at which time said Baine, without the consent and in the midst of his examination, contemptuously arose and left the room, and thus refused to be further examined in the matter; therefore Resolved, That the Chairman of this committee and the City Attorney take such proceedings as may be necessary to procure the attendance and full examination of said Wm. C. Baine in the matter of the investigation now pending before it. Adopted.

MEETING, August 18th, 1880.

Present—Ald. L. M. Otis, Ald. I. L. Otis, Ald. Henry Hebing, Ald. Owen Fee, and Ald. J. M. Kelly.

Ald. Otis, Chairman, stated Mr. Baine was ready to apologize to the committee for using the language he did.

Ald. Hebing moved Mr. Baine be heard. Carried.

Mr. Baine said he was sorry, and had not intended to talk as he did.

Ald. I. L. Otis moved that the proceedings against Mr. Baine now before Judge Rowley be discontinued. Carried.

Adjourned to Thursday evening, Aug. 19th, 1880.

J. MILLER KELLY, Secretary.

MEETING, August 19th, 1880—7:30 P. M.

Present—L. M. Otis, Chairman; I. L. Otis, M. H. Fitz Simons, O. F. Fee, H. Hebing, J. Miller Kelly.

Ald. Hebing asked Mr. Baine on what basis he figured the warrant account. The fees paid to collectors were not included as credits in the warrant account.

Mr. Baine answered: I found the account of general city tax of 1875 had been closed by a credit entry of \$71,732.19, carried to the debit of "Warrant Account."

This balance was made on the basis of the tax levy. I made an addition of the "tax rolls" and found an excess of "tax" over the levy of \$319.58, to add to the above.

I made a list of the lands sold under the "Tax Certificates," and found the charges coming to the city amount to \$1,006.96.

I made a list of lands sold to the city and found the charges coming to city amounted to \$2,039.16.

I calculated the charges coming to the city and found the amount to be cash receipts \$5,784.31.

I found several items of cash charged as paid to collectors amounting to \$1,542.10, making an aggregate of \$80,414.27 to be accounted for.

On the credit side of the account I found items of cash receipts amounting to \$56,361.43; the addition of the list of lands made from the memorandum made of land struck off to city (furnished to me by Treasurer) amounts to \$12,463.19; the addition of the list of lands made from the memorandum made of lands struck off to individuals amount to \$9,823.58, making an aggregate of \$78,647.20 accounted for.

Ald. Hebing asked Mr. Baine—Did you figure the city charges and cash receipts on the warrant account and the daily balances after having been given to collectors in December, to March, when lands were sold, at the rate of 12 per cent?

Mr. Baine answered—I figure the City charges on the cash receipts and warrant accounts on the basis of 6 per cent, till after 20 days from the issuing of the warrant, afterwards 5 per cent, up to the 15th of November and at the rate of 12 per cent, per annum thereafter.

L. M. Otis asked Mr. Baine—Do you charge on debtor side of warrant account excess of tax rolls over tax levy \$319.58?

Mr. Baine said—I made an addition of tax rolls and found an excess of tax over the levy of \$319.58.

L. M. Otis asked—Do you charge on debtor side of warrant account the amount paid the collectors?

Mr. Baine answered—I found several items of cash charged as paid to collectors amounting to \$1,542.10 on the debit side of the warrant account.

L. M. Otis asked—In your report to Finance Committee do you charge a deficit of \$1,132.04?

Mr. Baine answered—I found an entry on journal "G." at folio 553 under date of March 10th, '76, warrant account debtor for balance fees and interest on \$71,732.19 taxes, \$5,698.36. I figured the charges on above amount of taxes at \$6,830.40, leaving a deficit of \$1,132.04.

L. M. Otis asked—Does this computation enter into the answer made to the first question asked by Ald. Hebing?

Mr. Baine said—Yes.

L. M. Otis asked—Then how do you make the deficit in the first answer, amounting to \$1,786.87, when you have charged as deficiency in your report \$319.58, \$1,542.10 and \$1,132.04—total amount \$2,993.78 in the report.

Mr. Baine answered—Said he would make the same answer as he did to Ald. Hebing on his first question.

Ald. L. M. Otis objected as not a proper answer.

Then Mr. Baine answered as follows—Said he would prepare and give his answer to the Secretary in writing.

Ald. Hebing asked Mr. Baine—Do I understand that you simply object to the amount paid collectors, not as a deficiency, but as an item, not having vouchers to show for it, or, in other words, as not ordered by the Common Council or warrant of the Clerk?

Mr. Baine answered—I objected to the items charged as having been paid to collectors because it was an unauthorized disbursement as far as I could find out, and because on examination of the credit side of the account I did not find that they had been credited as received.

L. M. Otis asked—Does the same answer apply to the items \$1,551.63, in your report charged as deficiency?

Mr. Baine answered—Yes.

Ald. Hebing moved to adjourn until to-morrow (Friday) evening, August 20th, 1880, at 7 o'clock. Carried.

J. MILLER KELLY, Secretary.

MEETING, August 20th, 1880.

Present—L. M. Otis, chairman; Henry Hebing, O. F. Fee, J. Miller Kelly.

E. B. Chase was sworn.

Ald. Hebing asked—When was you chairman of Finance Committee—what year?

E. B. Chase answered—1877, chairman, a member in 1878.

Ald. Hebing—Was George D. Williams Treasurer during your term?

E. B. Chase—He was.

Ald. Hebing—Did Mr. Williams ever consult you as to the remission of fees and taxes?

E. B. Chase—Yes, sir, he did very often when poor people could not pay their taxes.

Ald. Hebing—Did you ever give your consent or advice to Mr. Williams to the remission of such fees and interest.

E. B. Chase—Yes, sir, I did, very often.

Ald. Hebing—Why did you give such advice.

E. B. Chase—He did not want to take the responsibility without the advice of the Finance Committee.

Ald. Hebing—Did you advise him sometimes to take taxes in instalments?

E. B. Chase—I did in extreme cases.

Ald. Hebing—Was any advice ever brought before the Common Council, or was it only advice of the Committee?

E. B. Chase—Generally taken before the Council to sanction.

Ald. Hebing—Your being a member of the Finance Committee and chairman of course made you intimately acquainted with Mr. Williams?

E. B. Chase—Yes, sir.

Ald. Hebing—As chairman of the Finance Committee did you examine the books of Mr. Williams very often?

E. B. Chase—I did.

Ald. Hebing—What was your opinion as chairman of the Finance Committee as to Mr. Williams' book-keeping and honesty?

E. B. Chase—After I became acquainted with Mr. Williams I formed a most favorable opinion of him. He kept the best set of books I ever saw.

Ald. Hebing—Are you a practical bookkeeper yourself?

E. B. Chase—No, sir, but I have had charge of books, &c., almost all my life.

Ald. Hebing—You of course have books kept in your own business and understand about it.

E. B. Chase—Yes, sir, I oversee them, &c.

Ald. Hebing—Have you ever examined the report of Mr. Baine?

E. P. Chase—Yes, sir; I have read it.

Ald. Hebing—Do you, in your opinion, think the deficiency in this report was really deficiency?

E. B. Chase—No, sir; I think every one can be explained. In all our payments when he received a reduction an interline was made in the books showing why the reduction was made, to the best of my recollection.

E. W. Williams being sworn:

L. M. Otis—Were you engaged in the City Treasurer's office in 1875?

E. W. Williams—I was.

L. M. Otis—In what capacity?

E. W. Williams—As clerk.

L. M. Otis—Have you ever examined the report of Mr. Baine?

E. W. Williams—I looked it over.

L. M. Otis—We find this item (first item in the report). We sometimes had one collector in each ward, sometimes more than one; sometimes a people would rather pay their taxes in the office than to pay to the collectors; we would put in the book when we settled with the collectors; we would take what he received, and what we received, and settle up.

L. M. Otis—Can you tell how much money was paid to collectors in 1875 and charged to warrant account?

E. W. Williams—I cannot figure it exactly without footing it. The first item in warrant account, page 524, is, Paid Glover as collector..... \$ 32 00

.. McLartyre, page 528, collector..... 14 16

.. Waterman..... 23 79

.. Young..... 38 69

.. Schooley..... 117 99

.. Plunket..... 55 52

.. Jeffords..... 49 63

Tax paid by error..... 27 39

Paid Stillwell..... 498 51

.. Mosier..... 158 46

.. Glover..... 51 22

Error in statement of 1st ward, page 524..... 20 00

Paid by error, McMullen..... \$196 36 }

.. Smith..... 84 99 }

(Both collectors also.)..... 138 99

Paid Chappell..... 27 39

The actual amount paid collectors..... \$1,542 10

And taxes paid by error of return tax..... 27 39

There were no other cases than in the 15th and 16th wards where collectors were allowed more than five per cent. I don't know about the second item; I have not looked into it, but have some of larger ones. I have not looked into the third item and some others. I have not figured. We figure 12 per cent. The rate of interest was not charged after warrants went out of the office, and we settled with collectors. The warrants were kept twenty days by collectors, then they returned, and sometimes new ones were issued.

What about this item in 1877?

There are two similar items in the report of Mr. Baine, one 1877 and one 1878—the second item (1878) \$1,584.37, the first item (1877), \$1,507.34.

On August 1, 1877, there is an item of a note on receiving book as of July 31 that was money in the office on the close of the 31st day's work. Balance of July 31st receipts credited as 1st of August, and thereafter till completed (1877) on the \$142,760.76. There should be no charge or fees being paid July 31st.

Ald. Hebing—Mr. Williams, did Mr. Baine have access to these receiving books?

He had all the books when he asked for them. The items struck off for lands sold were \$12,759.51 and \$12,462.10. The deficiency of \$18.43 (1876) is explained in Journal in the next entry below.

Ald. Hebing moved to adjourn subject to the call of the chairman. Carried.

J. MILLER KELLY, Secretary.

MEETING, August 31st, 1880—7 P. M.

Present—L. M. Otis, chairman, Henry Hebing, J. Miller Kelley, Ira L. Otis.

Mr. Baine's answer to Ald. L. M. Otis' question on page 5 of last minutes, was as follows:

The item \$1,542.10 paid to collectors and the item \$1,132.04 objected to only amounts to a deficiency of \$1,132.04; the latter figurement was made to show that the collectors' fees in the former one were not credited on the other side of the account, as claimed by the Treasurer.

Ald. L. M. Otis asked: If the \$1,542.10 had not been received from the collectors as their fees, would not the Treasurer be paying out the moneys belonging to the city to the collectors.

Mr. Baine answered—Yes, if he paid it out at all.

Ald. L. M. Otis—How much fees and interest should the Treasurer credit to the Contingent Fund for the year 1875?

Mr. Baine—I do not know what amount was credited to the Contingent Fund.

Ald. L. M. Otis—What amount of fees and interest should Mr. Williams have received for the year 1875?

Mr. Baine—He should have received for the month of August, \$376.61; September, \$84.08; October 2d to 15th, \$496.68; October 16th to Nov. 1st, \$889.28; Nov. 2d to 15th, \$1,110.80; Nov. 16th, 1875, to March 15th, 1876, \$3,129.63; the charges on tax certificates, \$1,006.93; the charges on land sold to city, \$2,039.16; charges on cash receipts of warrant account, \$3,784.31.

Ald. L. M. Otis—Why do you figure the fees and interest after the lands were sold?

Mr. Baine—I figured the charges on the tax up to the time the money was received.

Ald. L. M. Otis—Did you have access to ledger and journal of 1877?

Mr. Baine—I did.

Ald. L. M. Otis—Did you have access to receiving book of 1877?

Mr. Baine—Don't remember of having the receiving book of 1877.

Did you find any note or memorandum in the receiving book stating that the moneys credited in 1877 and 1875, in August of those years, were the moneys received to July 31st?

I do not remember; if the books were here I might tell.

By Ald. Hebing—Were you refused the books any time when you asked them?

No.

By Ald. L. M. Otis—Mr. Baine—Did you have this book (Receiving Book No. 1 shown witness)?

I don't remember; I noticed several items on margins of books in the Treasurer's office marked by City Attorney; those I took no account of.

Mr. Baine, will you explain that matter of \$18.43 in Journal "G," shown witness?

I made that memorandum; it purports—without looking at cross entries.

Do you consider \$1,542.10 and the \$1,132.04 both deficiencies?

No.

Which of the two items are deficiencies?

Both of them may be; the \$1,542.10 should be stricken out; I don't intend that item as a deficiency, but an objection.

This item was figured over twice in the report? The same answer applies to \$1,551.63 for 1877, paid to collectors, and not considered deficiencies; the item \$1,507.34, the fees of 1 per cent. for taxes received July 31st, credited by.

Moved by Ald. Hebing—That we adjourn till to-morrow, September 1st, 1880, at 7 P. M. Carried.

MEETING, Sept. 28, 1880.

Present—Ald. L. M. Otis, Chairman; Ald. Walbridge, Ald. Barron, Ald. Hebing, Ald. Kelly, Ald. Fee.

J. B. Perkins was sworn and testified: Was City Attorney four years; Geo. D. Williams was Treasurer three years during my time; Geo. D. Williams always came to me for advice when anything came up in his office; quite a number of times taxes were settled for less than the accurate interest; a few were by the Law Committee; Geo. Riley's claims were settled by the Law Committee; I endorsed on the paper a number of times "the Treasurer may accept the tax of person for less than interest then due." Sometimes a person would wait to settle up all his taxes against him and I would find we could not collect them, so I did advise a settlement; I do not remember of any that we took less than the face of the tax; I think my advice was sufficient guarantee for the Treasurer; I generally put it in writing, saying in my opinion you should settle the tax in such and such a way.

John Bower testified as follows: Commenced investigation about Jan. 19 last; investigated everything in the office as set forth in our reports; our investigation covered every account in the office. Mr. Bower stated that himself and Mr. Williams made a thorough report of the Treasurer's office.

Ex-City Attorney A. G. Wheeler was sworn.—Was elected City Attorney in May, 1878, for two years; George D. Williams was City Treasurer during the time of my office; have given Mr. Williams advice quite a number of times after investigating the case as far as I could and found where the city did not live up to the requirements of the Charter. I advised Mr. Williams to receive the taxes in such cases with 7 per cent. interest; I do not remember of any case where I advised to take less than 7 per cent.; I didn't in great many instances; I always signed my name to it. I knew the city could not collect it legally; my advice was placed upon the basis that the city could not collect; I considered the Treasurer had a right to act upon my advice as attorney for the city; I know the Treasurer acted upon my advice, and have advised him that he was justified in doing so; I relieve him from all liability as for taxing the back tax as I advised.

Ald. Hebing moved that the Secretary have the City Attorney get the evidence in shape for Monday evening, October 4, 1880. Carried.

J. MILLER KELLY.

By Ald. L. M. Otis,

Lyman M. Otis, Chairman Lamp Committee:

Dear Sir—We will furnish in accordance with your notice, Boulevard lamp tops, as per our samples, as follows:

Like No. 1, at..... \$9 00 each
Like No. 2, at..... 8 75 each

Yours truly,

AMERICAN R. R. SIGNAL CO.

By Ald. L. M. Otis—Resolved, that the Lamp Committee be instructed to contract with the American R. R. Signal Co. for not more than one hundred of their No. 1 Boulevard lamp tops at \$9.00 each.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly; Hart—12.

Nays—Ald. Barron—1.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

EXECUTIVE BOARD
OF THE CITY OF ROCHESTER,
ROCHESTER, N. Y., Oct. 4, 1880.

To the Common Council:

At a meeting of this Board held this day, among other proceedings was the following:

"By Mr. Kavanagh—Resolved, That the Common Council be requested to pass an ordinance for the widening of Huntington street on the south side thereof near North street." Adopted. From the minutes.

GEO. B. HARRIS, Clerk pro tem.

Referred to the Sewer Committee.

By the Clerk—

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Oct. 5th, 1880.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 5th day of Oct., 1880, as required by section 58 of the City Charter.

Board of Education Fund.....	Balance Undrawn.....	\$87,115 60
Fire Department Fund.....	.....	23,973 99
Poor Department Fund.....	.....	35,398 60
Police Department Fund.....	.....	39,234 68
Contingent Fund.....	.....	89,660 84
Highway Fund.....	.....	25,398 33
Lamp Fund.....	.....	18,252 91
Health Fund.....	.....	3,199 52
City Property Fund.....	.....	2,441 28
House for Truants Fund.....	.....	9 10
Park Fund.....	.....	1,551 65

A. C. McGLACHLIN, Treasurer.
Subscribed and sworn to before me this 5th day of Oct., 1880.

CHAS. H. SWILWELL,
Commissioner of Deeds.

Ordered received, filed and published.

CITY CLERK'S OFFICE,
ROCHESTER, Oct. 5, 1880.

To the Honorable the Common Council:

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

Horace Jones, Inspector, Second Ward.	
Moses Furlong, .. 2nd district Eleuth Ward.	
Thos. F. Murray, .. 1st .. Ninth ..	
David Sturges, .. 2nd ..	
P. H. Tierney, .. Fourteenth Ward.	
F. H. Zink, .. 3d district Sixteenth Ward.	
S. McK. Smith, Commissioner of deeds.	
Martin J. Gannon, ..	
E. A. McMahon, ..	

LUCIUS M. MANDEVILLE,
City Clerk.

By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF SEPTEMBER, 1880.

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. 1st, and ending Sept. 30th, 1880, for licenses to sell and dispose of strong and spirituous liquors, ale, wine and beer, in quantities less than five gallons at a time, to wit:

Boehm, John, N St Paul cor Franklin st.	\$40 00
Kreis, Wendelin, 114½ St Joseph st.	40 00
Loritz, Richard, Herman cor Hanover sts.	40 00
Heilman, Magdalen, 14 Exchange place.	40 00
Wiechmann, Fred'k, Grape cor Campbell sts	40 00
Ruber, Stephen, 261½ N Clinton st.	20 00
Dolanty, Mathew, Mill cor Market sts.	40 00
Gamroth, Catherine, 36½ Gregory st.	40 00
Crough, Patrick, 4 Railroad ave.	40 00
Vail, Edward, 33 E Main st.	40 00
Ryan, Martin, 116 E Main st.	40 00
Sullivan, John N, 8 Railroad ave.	30 00
Upde, August, 116 St Joseph st.	21 00
Knobe, Joseph, 107 Oak st.	40 00
Yawman, Geo, Campbell cor Saxton sts.	40 00
Wiggl, Emil, cor Goodman and Bay sts.	20 00
Ventrip, Ignatz, 70 St Joseph st.	40 00
Mehl, Joseph, Exchange st.	50 00
O'Neil, Edward J., 342 State st.	40 00
Rathbun, Wm E., 109 Monroe ave.	20 00
Gucklesberger, F, 236 Jay street.	40 00
Golden, Samuel, 77 Front st.	40 00
Schild, Jacob, 65 North ave.	30 00
Kurtz, John M., 99 Front st.	49 00
Schmitt, August, W Maple cor Orchard sts.	40 00
Maher, James E., 321 State st.	40 00
Wender, Jacob, 81 Mill st.	40 00
Sweeting, Luther T, University ave near RR.	49 00
Matthews & Servis, 86 W Main st.	40 00
Maltzahn, William, 4 Bay st.	20 00
Buckley, James W, 65 Railroad ave.	40 00
Schroed, August, 9 and 11 Hawkins st.	40 00
Fellman, Henry, 208 E Main st.	30 00
Rowley, John, 45 Monroe ave.	30 00
Grover, Leavitt B, 114 W Main st.	40 00
Cummings, Michael, 10 Platt st.	40 00

Total amount received and deposited with the City Treasurer.....\$1,290 50
Dated Rochester, N. Y., Oct. 4th, 1880.

STATE OF NEW YORK, }
County of Monroe, } ss.
City of Rochester. }

Conrad Herzberger and William F. Morrison, of said city and county, being duly sworn, say 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from Sept. 1st to Sept. 30th, 1880, inclusive.

CONRAD HERZBERGER,
WILLIAM F. MORRISON,
Excise Com'rs.

Sworn to before me this 4th day of October, 1880,
E. F. STILWELL,
Commissioner of Deeds in and for the city of Rochester, N. Y.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

PLANK WALK ON UNIVERSITY AVENUE.

By Ald. Chambers—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 north side of University avenue, from Goodman street to the east line of Anderson avenue. Also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$615.

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

The construction of a plank walk four feet and eight inches wide on the north side of University avenue, from Goodman street to the east line of Anderson 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 \$615, 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 north side of University avenue from Goodman street to Anderson avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

MEDINA STONE PAVEMENT IN PEART ALLEY.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a Medina stone pavement in Peart alley, from Canal street to Litchfield street.

Adopted.

The Surveyor submitted as such estimate, \$671.

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

The construction of a Medina stone pavement in Peart alley, from Canal street to Litchfield 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 \$671, 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 Peart alley, from Canal street to Litchfield street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., of section 172, of the Revised Charter of 1880, 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, Oct. 15th, 1880, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FLAG WALK ON CENTER STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a flag stone walk, six feet in width, on the south side of Center street, from the east curb line of State street, to the west curb line of Mill st.

Adopted.

The Surveyor submitted as such estimate \$354.

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

The construction of a flag stone walk, six feet in width, on the south side of Center street, from the east curb line of State street, to the west curb line of Mill 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 \$354, 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 Center street, from State street to Mill street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880 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. 15th, 1880, at six o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

The final ordinance for stone sewer in North avenue came up.

By Ald. Weaver—Resolved, That the ordinance for a stone sewer on North avenue be amended so as to read as follows:

The construction of a sewer with stone bench walls and curved invert, and $1\frac{1}{2}$ by $2\frac{1}{2}$ feet in size, in North avenue, from the sewer in University avenue to a point 50 feet north of the north line of East Main st., and the territory to be assessed is one tier of lots on each side of North ave., from the south line of University avenue to East Main street, excepting the lots on the northeast and northwest corners of East Main st. and North avenue, and the estimate be \$3,700.

Adopted.

The final ordinance for retaining wall on Buell ave. came up and was lost by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Chambers, Kelly, Hart—6.

Nays—Ald. Barron, L. M. Otis, Hebing, Walbridge, Mandeville, Wickens, Edelman, Weaver—3.

Ald. Weaver moved that the Executive Board be requested to put Buell avenue in good repair and in a safe condition to the public.

Ald. Barron moved as an amendment that they confer with Ellwanger & Barry in making the necessary repairs. Accepted by Ald. Weaver.

The motion as amended was then adopted.

The final ordinance for the improvement of Goodman street came up. After hearing allegations Ald. Hart moved that the ordinance be postponed two weeks, and that the clerk advertise for allegations.

The final ordinance for sewer in State street came up.

Ald. Tracy presented a remonstrance against said sewer.

Ald. Barron moved that the ordinance be indefinitely postponed.

Ald. Walbridge moved that it be postponed two weeks. Adopted.

UNFINISHED BUSINESS GENERALLY.

By Ald. Hart—Resolved, That the City Clerk notify Mr. Vanderbilt, President of the N. Y. C. & H. R. Rail Road Co. that Edward Harris, counsel for said company, has made the said railroad company a plaintiff, in connection with residents on East avenue in a suit against the city of Rochester, to prohibit the city from constructing a small sewer, which will cause no damage or expense to said railroad company, and request Mr. Vanderbilt to withdraw the railroad company as a party in this action.

Ald. Kelly moved to indefinitely postpone.

Lost by the following vote:

Ayes—Ald. Barron, L. M. Otis, Hebing, Weaver, Kelly—5.

Nays—Ald. Tracy, Westbury, Fee, Chambers, Walbridge, Mandeville, Wickens, Edelman, Hart—9.

Ald. L. M. Otis moved that "City Attorney" be inserted in the resolution in place of City Clerk.

Lost by the following vote:

Ayes—Ald. Barron, L. M. Otis, Fee, Hebing—4.

Nays—Ald. Tracy, Westbury, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—10.

The resolution of Ald. Hart was then adopted by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—11.
 Nays—Ald. Barron, L. M. Otis, Kelly—3.

EXECUTIVE BUSINESS.

Ald. Hebing moved to proceed to ballot for Commissioner of Deeds and that the clerk cast the ballot. J. Bennett Jenkins, Robert G. Erler and Pierson B. Hulett having received the requisite number of votes were declared duly elected.

MISCELLANEOUS BUSINESS.

By Ald. Barron—Resolved, That the City Treasurer be and he is hereby directed to collect of Richard Tanner \$12.53 in full for his tax on the W. pt. of lot 193 and all of lot 194, on the N. side of Tremont st. in the 3rd ward and charge the balance of said tax to erroneous assessment. Adopted.

By Ald Westbury—Resolved, That the clerk draw an order on the Treasurer for forty-three (43) dollars favor of the chairman of the special committee on Fireman's decoration to pay sundry expenses and charge the same to Contingent Expense Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Eee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Ald. L. M. Otis presented the petition of residents on South Clinton st. asking that the Municipal Gas Light Co. be directed to lay their gas mains under the side walk on said street.

By Ald. L. M. Otis—Resolved, That the Municipal Gas Light Co. be and they are hereby required to lay their gas mains on South Clinton st under the side walks on each side of the street in accordance with the prayer of the petition of the residents thereon. Adopted.

By Ald. Hebing—Resolved, That the Ex-City Attorney, A. G. Wheeler, be and he is hereby instructed to discontinue the appeal of the suit of Norman W. Mather and others against the City of Rochester. Adopted.

By Ald. Hebing—Whereas an action brought by Geo. W. Miller against the City of Rochester has been pending some time, wherein is involved the location of the west line of Anson Park and said Miller claims that the city has unlawfully trespassed and encroached upon his adjoining premises and built a walkthereon and that certain assessments are illegal, be it

Resolved, That said matter be referred to the Law Committee to report to this Board. Adopted.

By Ald. Chambers—Resolved, That the City Surveyor be and hereby is directed to prepare an ordinance for the improvement of North Water st. from East Main st. to the north line of Mortimer street to be presented at the next regular meeting of this Board. Adopted.

By Ald. Chambers—Resolved, That the Executive Board be requested to lay water mains in Cady street, between Francis street and Summer Alley.

Ald. Hebing moved that it be referred to the Water Works Committee. Adopted.

By Ald. Mandeville—Resolved, That Charles Hetzel, 132 Lyell Avenue be granted a market license on his paying into the City Treasury the sum of one dollar. Adopted.

By Ald. Mandeville—Resolved, That the City Attorney be requested to write all future reports to this Board on Legal Cap paper, in ink, and in as legible a hand as possible. Adopted.

Ald. Edelman presented the petition of S. B. Stuart & Co. for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Kelly presented the petition of residents of Hague street for kerosene lamps.

By Ald. Kelly—Resolved, That the Lamp Committee be and they are hereby requested to place kerosene lamps on Hague street as per majority petition of tax payers on said street. Adopted.

By Ald. Hart—Resolved, That the Executive Board be requested to fill up the road way on University Avenue without delay. Adopted.

By Ald. Hart—Resolved, That the City Clerk draw an order on the Treasurer in favor of Maurice Moynahan for the sum of fifty dollars, for services under the direction of the Excise Commissioners, and charge Poor Fund.

Adopted by the following vote:

Ayes—Ald. Westbury, L. M. Otis, Hebing Chambers, Walbridge, Mandeville, Edelman, Kelly, Hart—9.

Nays—Ald. Barron, Wickens, Weaver—3.

Ald. Mandeville moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE, City Clerk.

In Common Council Oct. 19, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly, Hart.

Absent—Ald. Felsing, Wickens, Edelman.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS ACCOUNTS, ETC.

Ald. Barron presented the petition of David Upton for damages to one of his horses, claiming that said horse fell through the West avenue swing bridge. Referred to the Law Committee.

Ald. Barron presented the petition of Mary B. Pratt for refund of money on property bid in by her in 1878. Referred to the Assessment Committee.

Ald. Westbury presented the petition of Mrs. S. Mathews for adjustment of taxes. Referred to the Assessment Committee.

Ald. L. M. Otis presented the petition of W. W. Shepard for permission to erect a wood building, and moved that the prayer of the petition be granted. Adopted.

By Ald. L. M. Otis—Bills of

James Gosnell, painting boulevard lamp tops..	\$ 106 98
Rochester Gas Company, setting lamp posts..	28 20
Sherlock & Sloan, material.....	134 37
E. R. Gay, lighting and care of lamps for Oct..	639 55
Citizens' Gas Company, resetting posts.....	4 50
Goodale & Stiles, lamp burners.....	22 63
Citizens' Gas Co., care of lamps for October .	2,612 50
Rochester Gas Co., ..	2,054 55

Referred to the Lamp Committee.

By Ald. L. M. Otis—

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Oct. 19th, 1880. }

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

GENTLEMEN : On account of the cost of local improvement assessment 2118 being less than two thousand dollars, it was considered by me as being payable at a single payment, and interest on same was not included in the report of cost of such improvement. I would therefore ask the adoption of the following :

By Ald. L. M. Otis—Resolved, That the sum of \$271.17 shall be assessed upon all such lots and parcels of land on each side of Hunter st. from Frances street to a point 726 feet west thereof, in addition to the amount authorized by resolution of the Common Council September 7, 1880, for local improvement assessment, 2118.
Very respectfully yours,
A. C. MCGLACHLIN, Treasurer.

Adopted by the following vote :

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly, Hart—13.

Ald. Fee presented the petitions of Robbins, Willis & Co., Adam Lighthouse, George W. Krautwurst, Bernard Conegan, Edward De Jong, for permission to erect wood buildings, and moved that the prayer of the petitioners be granted. Adopted.

Ald. Fee presented the petition of Mrs. A. C. Huntington for remission of tax. Referred to Assessment Committee.

Ald. Fee presented the petition of Harriet Jerone for damages alleged to have been sustained by a fall on Meigs street. Referred to Law Committee.

Ald. Fee presented the petitions of Johanna Lorens, Charles Bumsback, trustees St. Bridget's church for remission of interest. Referred to the Assessment Committee.

Ald. Hebing presented the petition of Charlotte A. Connolly and S. N. Oothout for remission of interest. Referred to the Assessment Committee.

Ald. Hebing presented a remonstrance against the North avenue sewer. Laid on the table until the ordinance came up.

By Ald. Ira L. Otis—Bills of

F. X. Masetth, hack hire.....	\$ 5 00
Williamson & Higbie, stationery.....	17 15
W. G. Martens, badges.....	84 50
Bell Telephone Co., rent of instrument to April 1st.....	20 00
F. X. Masetth and E. Van Auken, hack hire, funeral.....	6 00
E. A. Frost.....	5 13
Z. L. Davis.....	5 00
W. S. Falls, printing.....	11 00
M. Heavey, hack hire, Wood Building Com.....	2 00
Williamson & Higbie, stationery.....	29 05

Referred to the Contingent Expense Committee.

Ald. Ira L. Otis presented the petition of J. B. Bennett for division of taxes.

Referred to the Assessment Committee.

Ald. Ira L. Otis presented the petition of Lewis Seelye for adjustment of taxes. Referred to the Assessment Committee.

Ald. Ira L. Otis presented the petition of B. F. Blackwell for the remission of interest.

Referred to the Assessment Committee.

Ald. Chambers presented the petition of Wm. B. Morse for cancellation of tax. Referred to the Assessment Committee.

Ald. Chambers presented the petition of Alice E. Winant for permission to erect wood building. Referred to the Wood Building Committee.

Ald. Mandeville presented the petitions of A. Ernisse and Wm. Sike for permission to erect wood buildings. Referred to the Wood Building Committee.

By Ald. Mandeville—Bills of

J. R. Brady, painting.....	\$ 70 10
J. G. Luitwieler, glass.....	30 52
Gozgin & Knowls, repairing boiler.....	19 50
G. W. & C. T. Crouch, wood.....	3 00
A. Waltert, nails, Deaf Mute Inst.....	8 23

Referred to the City Property Committee.

Ald. Mandeville presented the petition of Theodore Bacon for cancellation of tax on personal property, the same having been erroneously assessed.

Ald. Mandeville moved that the tax be cancelled and charged to erroneous assessment.

Adopted by the following vote :

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly, Hart—13.

By Ald. Weaver—Bills of

C. V. Jeffress, undertaker.....	\$ 6 50
Wm. Punch.....	123 00
Jacob DeVos, pork.....	160 00
Geo. Steiner, meat.....	50 00
John A. Davis, copying list of licences.....	10 00
G. W. & C. T. Crouch, rent.....	20 00
Joseph H. Pool, flour and meal.....	223 50
L. P. Beck, shoes.....	12 50
Geo. L. Baker, transportation.....	78 70
A. H. Cork, groceries.....	18 00
Thos. Goulding.....	22 45
St. Joseph's Orph. Asy. bd. inmates.....	663 60
Rochester.....	667 65
St. Mary's Orph. Asy., bd. inmates.....	809 37
St. Patrick's.....	671 77
Church Home.....	426 60
Home for the Friendless, bd. inmates.....	92 00
Home of Industry.....	159 82
Rochester Industrial School, bd. inmates.....	45 72
.....	990 99
.....	881 20
.....	2,718 00

Referred to the Poor Committee.

By Ald. Hart—Bills of

54th Regiment Band, Inspection Day.....	\$ 56 00
Rochester Printing Co., printing.....	13 75
S. A. Pierce, medical services.....	35 00

Referred to Police Committee.

By Ald. Hart—

REPORT OF THE POLICE CLERK FOR THE MONTH OF SEPTEMBER, 1880.

POLICE COMMISSIONERS' OFFICE,
Oct. 19th, 1880. }

GENTLEMEN :—I respectfully present the following as my report for the month of September, 1880 :

September.	Crime.	Penalty.	Fined.
1—William Darrow	drunk	10	4
.....	10	5
.....	10	5
.....	5	5
.....	5	5
.....	10	10
.....	10	10
.....	5	5
.....	5	5
.....	10	10
.....	10	5
.....	10	10
.....	5	5
.....	5	5
.....	5	5
.....	10	10
.....	10	4
.....	10	10
.....	10	10
.....	10	4
.....	10	10
.....	10	10

Thos Delaney	vio ord	10	5
John McMahon	drunk	5	
Kate Kinsella	..	5	3
David Birmingham	..	5	5
James Bruce	..	5	
August Dries	keeping diordly house	100	
Rosanna Riddle	vio ord	100	
7-Mary Keenan	drunk	10	
Robt. Ryan	..	10	
David Bradley	assault	10	5
Bonafatus Knichtel	cost	1	
Casper Luis	drunk	10	10
8-Mary Martin	..	5	
Frank Baldwin	..	5	5
Jerry Doyle	..	10	4
Albert Ostrander	assault	10	5
10-John Burns	drunk	5	5
Margaret Lawrence	..	10	
Robt. Hewitt	..	10	10
Emma Howe	..	10	
Caroline Leonard	..	10	
Margaret Lane	..	10	
Jeremiah Sullivan	..	10	
James Hebing	..	5	5
John Haggerty	..	10	
August Sylvester	..	10	
13-Geo. Liberman	..	10	
Catharine Liberman	..	10	
Richard Turner	..	10	5
John Flaunizan	..	10	5
Sarah Timmerman	..	5	
Annie Eggleston	vio. ord.	100	50
Elizabeth Singer	..	100	50
14-Louis McNish	drunk	25	
Catharine Callihan	assault	25	
Thos. Williams	drunk	10	
John Buchanan	..	10	
Thos. McAnally	..	10	
W.L. Breadner	..	10	10
15-Eliza Bushler	..	5	
Paul Cook	assault	25	25
John Feist	..	25	25
Philip Welderle	drunk	10	
Philip Hartel	..	5	4
Manuel S. Mendonsa	..	10	10
John McMahon	assault	5	5
Peter O'Brien	vio. ord.	3	
16-John Wunch	drunk	10	
Timothy Collins	..	10	
Edward Farley	..	5	
17-Wm Rooney	..	10	
Helen Watson	..	5	
John Henry	..	5	3
George McAllister	..	5	5
Wm Irvine	..	5	4 50
18-Annie Wilson	..	5	
Eliza Coffey	..	10	
James S. Westley	assault	5	5
20-Nicholas Fennell	drunk	5	
James Youngs	..	5	5
Chas Burrows	..	10	
Joseph Donivan	..	5	
Edward Marion	..	5	
John Murphy	..	5	4
Wm Shane	..	5	
Henry Clue	..	5	5
Michael Gardner	..	5	5
Francis Klein	..	5	5
Fred Kratz	..	5	5
Richard Marion	..	5	5
Ed. H. Brown	vio. ord.	10	8 75
Thomas Courtney	..	10	10
Jahiel B. Jeffrey	..	10	10
Annie Freeman	..	10	10
Libbie Earl	..	10	5
Wm McAlarney	drunk	10	50
21-Jennie Case	vio. ord.	100	
Thos Spillane	drunk	5	
Wm Badhorn	assault	5	5
Mathias Lomayer	drunk	5	5
22-John Talling	..	10	
Frank Simpson	..	5	5
Simon Schwitzer	assault	25	
James O'Beley	drunk	5	
Wm Jones	..	10	
Julia Munroe	vio. ord.	25	
John Straub	..	25	10
Rebecca Saulsbury,	selling liquor		
without a license	50	50	
Nellie Kelly	assault	10	10
Morris FitzGerald	drunk	cost	1
Catharine Kelly	vio. ord.	10	5
23-Delia Clark	drunk	5	
Ed Whitehair	vio. ord.	5	5
24-Geo. Willis	drunk	10	
Barth Galvin	..	5	5
25-John Beswick	..	5	5
Francis C Brown	..	5	5
John Murry	..	10	10
Louis Hess	assault	25	25
Watson E. Donley	drunk	10	10
27-John McDermott	..	5	5

John Hennessy	..	5	5
Peter Mack	..	5	5
Fred Cornes	assault	25	15
Mich O'Connell	drunk	5	5
John Dugan	..	5	
Sarah Dickinson	..	5	
Ernst Wollenhaupt	assault	10	10
Lizzie Rice	vio. ord.	100	100
28-August Kunow	drunk	5	5
Jacob Coville	..	5	5
Lewis Fleischer	..	10	5
Robt May	..	10	5
Geo Johnson	..	5	
Lena Ferry	assault	5	
29-Patk Donoghue	drunk	5	
Jesse McDonald	..	5	5
Mich T Mellville	..	5	5
Rien Donivan	..	5	3
30-John Shandley	..	10	5
Jacob J Young	old fine	2	50

I. B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of September, 1880 for fines, penalties and costs imposed by the Police Justice of said city.

E. FRANK ENOS, Police Clerk.
Sworn to before me this 19th day of Oct., 1880.
GEO. TRUESDALE, Notary Public.

Ordered received, filed and published.

Ald. Hart presented the petition of Solomon Finklestein for permission to erect a wood building. Referred to the Wood Building Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Mandeville, from the City Property Committee; Ald. L. M. Otis from the Lamp Committee; Ald. Weaver, from the Poor Committee; Ald. Hart, from the Police Committee, and Ald. Ira L. Otis, from the Contingent Expense Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

By Ald. Fee—Resolved, That S. B. Stuart & Co., James Hart, C. & G. Gucker have permission to erect wood buildings in accordance with their several petitions. Adopted.

By Ald. Chambers—Bill of

C. J. Connolly, stamps for Board of Health....\$ 8 00
Referred to the Finance Committee.

By Ald. Hebing—Whereas, By resolution of your honorable body, duly passed at the last regular meeting, A. G. Wheeler, Esq., late City Attorney, was requested to discontinue the appeal to the General Term of the Supreme Court, taken in the action of Norman W. Mather and others against the city of Rochester, and the amount of the judgment therein is \$489.41, and interest thereon \$34.26, and costs \$60.30, in all the sum of \$583.97; therefore,

Resolved, That the City Clerk draw an order on the City Treasurer for the said sum of \$583.97, payable to the order of J. B. Adams, Esq., attorney, etc., in settlement and discontinuance of the appeal in said action, and that on the delivery of such order, said plaintiff's shall deliver to said City Clerk a duly executed satisfaction piece of said judgment and charge the amount to contingent fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly and Hart—12.

To the Honorable Common Council of the City of Rochester:

Your Law Committee to whom was referred the bill of Chas. A. Widner for services rendered the Excise Commissioners of the City of Rochester in subpoenaing witnesses before said Excise Commissioners, has been carefully ex-

amined and considered, and your committee find that said bill was incurred in pursuance of section 8 of chapter 549 of the laws of 1873, which said section provides and gives authority in certain cases, that said Excise Commissioners may summon before them witnesses, and that therefore this bill is one which should properly be allowed and paid.

All of which is respectfully reported.

HENRY HEBING,
LYMAN M. OTIS,
Committee.

By Ald. Hebing—Resolved, That the City Clerk be and he hereby is authorized and directed to draw an order in favor of Charles A. Widner for \$70, the amount of his bill for services to the Excise Commissioners, on the City Treasurer, and charge the same to the Poor Fund.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Weaver, Kelly, Hart—11.

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

Your Law Committee, to whom was referred the bill of Thomas J. Jeffords, Esq., for services rendered in the action of Albert C. Hobbie against the City of Rochester, would report that it has been attended by Thomas J. Jeffords, Esq., and ex-City Attorney A. G. Wheeler, Esq., and upon due inquiry and explanation find that said services mentioned were rendered for the benefit of the city and should properly be allowed and paid, the amount of said bill being the sum of \$109.

HENRY HEBING,
LYMAN M. OTIS,
Committee.

By Ald. Henry Hebing—Resolved, That the City Clerk draw an order on the City Treasurer for the sum of \$109.00 to the order of Thos. J. Jeffords, Esq., for services rendered the city of Rochester in the action of Albert C. Hobbie against said city, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly, Hart—12.

By Ald. Ira L. Otis—A certificate of a lease purchased by Mary B. Pratt was an erroneous description of the property, and the owner of said property refuses to pay the amount paid out by Mary B. Pratt on account of the said erroneous description. The City Attorney having looked up the matter gives it as his opinion that the amount paid by Mary B. Pratt should be refunded to her by the city under section 109 of the city charter, therefore

Resolved, That the City Clerk be directed to draw an order on the City Treasurer for \$54.41 with simple interest from date of sale, and charge erroneous assessments, and further

Resolved, That the City Assessors be directed to re-assess the same on the same property next year, as provided in section 109 of the city charter.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly, Hart—12.

FINANCE BUDGET.

ROCHESTER, N. Y., Oct. 19, 1880.

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

CONTINGENT FUND.

James Schooley, serving notices.....	\$ 24 90
J. Corbin,	8 20
Evening Express Printing Co., printing.....	20 00
Lunch for Council	10 00
C. R. Parsons, disbursements.....	73 50
And charge that fund.	

POOR DEPARTMENT FUND.

P. W. Taylor, disbursements.....	\$ 73 64
Lewis & Co., transportation.....	23 00
S. Wheeler, rent.....	10 00
Brewster, Gordon & Co., groceries.....	567 78
John Turner	17 50
H. A. Richmond	8 00
.....	6 00
Geo. Oppel, b ead.....	35 61
F. Deininger, bread.....	118 56
Gates & Campbell, meat.....	52 35
F. Wurtz, meat.....	50 00
And charge that fund.	

CITY PROPERTY FUND.

Curtis & Avery, decorating Front street building.....	\$ 7 40
Rochester Gas Co., gas, city hall and Front st. building.....	89 93
J. Talman, soap.....	4 50
W. G. Reid, labor.....	1 50
Wm. Waldert, repairing flag-staff.....	2 50
M. Huntington, brushes.....	1 22
J. G. Luttwiler, glass.....	34 10
And charge that fund.	

HEALTH DEPARTMENT FUND.

Byron Holley, services as engineer.....	\$ 30 00
Eagle Odorless Excavating Co. for removing dead animals.....	46 50
Union and Advertiser Co. Printing	7 50
And charge that fund.	

POLICE DEPARTMENT FUND.

B. Frank Enos, expenses for September....	\$ 57 15
And charge that fund.	

LAMP DEPARTMENT FUND.

National Gas Light Company, lighting and care of lamps, Sept.....	\$395 00
And charge that fund.	

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, N. Y., Oct. 18, 1880.

The annexed accounts having been duly examined, audited and settled by the Executive Board, are hereby certified to the Common Council for payment, in accordance with the provisions of Sec. 148 of the City Charter.

Respectfully,
THOMAS J. NEVILLE, Clerk.

Street Department—Highway Fund.

Geo. F. Danforth, gravel.....	\$ 37 10
Craig & Crouchs, oak lumber	522 00
Chace & Myers, lumber.....	165 02
J. W. McKinley & Son, hardware and nails.....	55 33
H. A. Kingsley & Co., nails and spikes	8 54
G. W. & C. T. Crouch, Surveyor's stakes.....	28 40
Geo. H. Thompson & Co., stone chips.....	33 00
A. H. Weniger, harness, etc.....	48 39
J. Emory Jones, labor and material.....	41 12
Mack & Co., tools and repairs.....	4 54
N. H. Galusha, sewer grate.....	3 30
D. Copeland, Jr., sewer pipe.....	6 00
Sargent & Greenleaf, keys.....	1 00
James Field, supplies.....	1 45
A. Nolte, printing.....	3 09
Roch. Telephone Exchange, bell at stable	5 50
Edward Fox, horse shoeing.....	7 00
	\$ 970 60

Street Department—Garbage Fund.

Jacob Rauber, payment on contract.....	100 00
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Salaries and Expenses—Salary and Expense Fund.

Francis P. Kavanagh, salary for October.....	166 87
Frederick C. Lauer, Jr.,	166 86
Jacob Gerling,	166 87
	\$ 500 00

Local Improvements.

John Mauder, final estimate Ontario street sewer.....	521 65
F. C. Lauer, final estimate Sherman street culvert.....	1,112 53
John Creegan, estimate No. 1, East Avenue sewer.....	300 00
N. Y. Baptist Union, land for extension of Tracy Park	3,000 00

\$4,934 18

Water Works Department - Water Pipe Fund.

J. Y. C. & H. R. R.R. Co., freight on pipe.....	\$15 00
valves.....	3 81
N. Y. L. E. & W. R.R. Co., lead.....	3 62
F. A. Lee & Co., cartage on lead.....	1 54
T. J. Neville, cartage on pipe, etc.....	2 35
	<hr/>
	\$26 32

Water Works Department - Water Works Fund.

Bell Telephone Company, rent of instruments.....	\$55 00
Rochester Telephone Exchange, material and labor.....	18 90
W. W. Judson, erroneous water tax.....	10 83
J. Forbes Potter, water lime.....	1 00
Woodbury, Morse & Co., supplies.....	2 10
J. B. Colman, corporation plugs.....	9 50
S. Sloan, pipe and fittings.....	2 17
G. W. & C. F. Crouch, blocks and wedges.....	10 52
J. W. McKinley & Son, hardware.....	10 55
James Field, supplies.....	2 12
A. H. Weniger, harness and repairs.....	19 50
B. own's Race Company, assessment.....	50 00
Lemon & Peoples, boiler compound.....	37 00
T. J. Neville, clerk, subscription to Detector.....	3 00
office disbursers etc.....	9 88
special disbursements in matter of negotiations for purchase of mill lot.....	28 32
L. Schmitt, horse shoeing.....	8 50
	<hr/>
	\$268 89

Fire Department - Fire Department Fund.

Rochester Telephone Exchange, telephone cords.....	\$ 1 00
M. Huntington, supplies.....	6 08
John Foss, ice at stations.....	37 10
Sargent & Greenleaf, gong, etc.....	3 39
James Field, supplies, etc.....	2 10
S. Golding, hay.....	34 14
Citizens' Gas Co., gas.....	8 00
Rochester Gas Light Co., gas.....	18 49
W. Moran, labor and material.....	69 02
A. H. Weniger, harness work.....	4 62
H. Wray & Son, casting.....	1 32
battery zincs.....	106 05
Monthly pay roll.....	2,323 33
L. Schmitt, horse shoeing.....	2 50
	<hr/>
	\$2,646 05

Ald. Weaver moved to strike the bill of C. R. Parsons for disbursements from the Budget. Lost by the following vote:

- Ayes—Ald. Barron, Mandeville, Weaver—3.
- Nays—Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Kelly, Hart—8.

The Finance Budget was then adopted by the following vote:

- Ayes—Ald. Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Kelly, Hart—9.
- Nays—Ald. Mandeville, Weaver—2.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—
OFFICE OF THE EXECUTIVE BOARD, }
ROCHESTER, Oct. 16, 1880. }

To the Hon. Common Council:

GENTLEMEN: Your Honorable Board did on the 1st day of June, 1880, pass the following resolution:

“By Ald. Fitz Simons—Resolved, That permission be and the same is hereby given to the Municipal Gas Light Company of Rochester, N. Y., to lay pipes for conducting gas through the streets, avenues, lanes, alleys and squares of said city, for the period of fifty years, to be subject to the same restrictions as to the mode of laying down such conductors as apply to and govern the other gas light companies in the city of Rochester.”

Under the authority of this resolution the said company have engaged in the laying of the gas mains in many of the streets of the city, and have in some cases laid their pipes in such relations to the water mains therein that it will be very difficult if not impossible to

repair said mains in case of accident or to insert service taps and pipes in the same.

While it may be reasonably inferred from that clause of the city charter which confers upon the Executive Board the powers of commissioners of highways that the Executive Board might assume to direct the several gas companies as to the manner in which they should lay their pipes in the city streets, yet in deference to the general authority of the Common Council in such matters, and in view of the necessity of a careful supervision of the work of the several gas companies, that the property of the city may be adequately protected, the Executive Board respectfully request the Common Council to pass the following resolution:

Resolved, That the Municipal Gas Light Company, and all other companies or corporations having permission to lay gas or other pipes in the streets, avenues, lanes or alleys of the city of Rochester, shall, before proceeding to lay any such pipe in any street, lane or alley, submit a plan of the same to the Executive Board, indicating fully the side of street, distance from the street line and depth at which said pipe is proposed to be laid, and also the size and kind of pipe, and shall receive the consent of said Executive Board to such plan and to the laying the pipe in said street. Also that in laying lines of pipe substantially parallel with lines of water pipe already laid in any street, no part of said gas or other pipe shall in any instance be placed or lay within three feet of said water pipe, and the companies laying such pipe will be required to replace all private and public lateral and other sewers, water pipes, fixtures and walks and road-beds of the several streets through or in which their pipes are extended, in as good condition as they were previous to commencing work in the same, and under the direction and to the satisfaction of the Executive Board.

By order of the Executive Board.
THOMAS J. NEVILLE, Clerk.

Ald. Hebing moved that the resolution be adopted.

Ald. Hart moved that the resolution lie on the table until the next regular meeting.

- Adopted by the following vote:
- Ayes—Ald. Barron, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly and Hart—8.

Nays—Ald. Westbury, L. M. Otis, and Hebing—3.

By the Clerk—
ROCHESTER, Oct. 18, 1880.

To the Honorable Common Council of the City of Rochester, N. Y.:

Gentlemen—The action of Richard Smith against James H. Kelly and others, with the history of which I presume you are all familiar, it being for injuries received by plaintiff on the night of December 31st, 1876, the occasion of the celebration of the 100th anniversary of our national existence.

An alarm of fire was sounded at an alarm box at the National Hotel, and in responding thereto the defendant, John Williams, a horse cart driver, in driving up State street, ran over the plaintiff.

The action was for \$10,000 damages. The defendants, James H. Kelly, Chas. P. Bromley, George Fleckenstein, Louis P. Beck and J. George Baetzel, were joined, being the

finance committee of your honorable body at that time, and having charge of said celebration to the extent of expending the sum of \$250 in any manner they saw fit. The other defendant was Law S. Gibson, your ex-chief engineer of the fire department.

On motion a non-suit was duly granted at the close of plaintiff's evidence as against the gentlemen composing the finance committee above named, but refused as to the other defendants, Gibson and Williams.

The case was submitted to the jury, and a verdict rendered against defendants Gibson and Williams for \$5,000.

A stay of proceedings for 60 days was obtained in order to make a case on appeal in case defendants should desire to do so.

Very respectfully yours,

J. R. FANNING, City Atty.

Ordered received, filed and published.

By the Clerk—

To the Hon. Common Council of the City of Rochester, N. Y.:

ROCHESTER, N. Y., Oct. 19, 1880.

GENTLEMEN:—Some time ago three notices of redemption for Monroe County taxes, sold in August, 1877, were served on the Honorable Cornelius R. Parsons, as Mayor of the City of Rochester, aforesaid, in the interest of one Joseph Stephany who thereby seeks to foreclose and forever bar all others interested from all right or title thereto, and thus deprive the City of its lien for taxes on the same premises for a number of years past, the same property having been repeatedly sold and struck off to the City and still remains unredeemed, as I am informed, by your City Treasurer.

The proceeding on the part of said Joseph Stephany is taken under chapter 104 of the laws of 1877, which is an act authorizing the Treasurer of Monroe County to sell property for unpaid taxes. Section 15 thereof provides, among other things, that on the service of such notices, and "within six months after the time of filing in the Treasurer's office of the evidence of the service of the said notice, that the said conveyance will become absolute and the occupant and all others interested in the land be forever barred from all right or title thereto." Thus it will be seen the question arises whether a person by bidding in at the County Treasurer's sale bar and foreclose the City's lien for taxes and thus deprive and cut off its source of revenue by taxation, or *vice versa*. It seems to present a question new, and not judiciously determined that I can find after a very careful search for authorities thereon.

The result of such proceedings, it seems to me would be to cut off the revenue and resources of supporting the city and State governments, which I think was not the intent of the Legislature in passing the respective acts.

In my opinion the city should either redeem by paying the several amounts of the county taxes, or order a foreclosure on those due it, where notice to redeem has been served, and thus test the question by a judicial determination. Obediently yours,

JOHN R. FANNING, City Att'y.

Ordered received, filed and published.

By the Clerk.

Rochester, N. Y., Oct. 18th, 1880.

To the Honorable the Common Council of Rochester:

GENTLEMEN: It seems that the city has paid \$500 and upwards for county taxes to the Coun-

ty of Monroe, which taxes were assessed upon its water works property.

It has been decided by the Court of Appeals of this State, in case of the City of Rochester against the town of Rush, that our water works, being property used and held exclusively for the public benefit, they are not subject to taxation. It is also suggested by the opinion in the same case, that the sums so illegally assessed and collected of said city may, on proper proceedings being brought, under chapter 695 of the laws of the State of New York, passed April 25, 1871, be refunded.

I would also state that I have made an examination of the law in relation thereto, and am of the opinion that the same can be recovered. Awaiting your direction in the premises,

I remain obediently yours,

J. R. FANNING, City Attorney.

Ordered received, filed and published.

To the Hon. Common Council:

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

Rudolph Johnson, Inspector Second District 8th ward.

Jos. Carberry, Inspector 10th ward.

R. G. Erler, Commissioner of Deeds.

P. B. Hulett, Commissioner of Deeds.

LUCIUS M. MANDEVILLE,
City Clerk.

Ordered received, filed and published.

ROCHESTER, N. Y., October 19th, 1880.

To the Common Council:

GENTLEMEN: Judgment has this day been entered in the action of the city of Rochester against Henry A. Taylor and Isaac S. Waterman impleaded with others, for the sum of \$321.38 in favor of Waterman and Taylor, and against the city of Rochester. A transcript of the judgment is hereto annexed. Immediate payment is requested.

Very respectfully,

J. & Q. VAN VOORHIS.

Referred to the Special Committee on State Line Rail Road Suits.

ROCHESTER, N. Y., Oct. 19, 1880.

To the Common Council of the City of Rochester:

GENTLEMEN—Enclosed you will please find a transcript of judgment for \$468.47, in favor of Thomas Leighton against the city of Rochester. By ordering the same paid you will oblige
Yours respectfully,

COGSWELL & BENTLEY,

Attorneys for defendant, Leighton.

Referred to the Special Committee on State Line Railroad suits.

ROCHESTER, N. Y., Oct. 19, 1880.

To the Common Council:

GENTLEMEN—Judgment has this day been entered in the action of The City of Rochester against Henry A. Taylor, the Rochester & State Line Railway Company and others for the sum of \$505 costs in favor of the Rochester & State Line Railway Company, Wm. H. Vanderbilt, Edwin D. Worcester, Cornelius Vanderbilt, Wm. K. Vanderbilt, Augustus Schell, Samuel F. Barger, James Tillinghast, George H. Burrows, Oliver Allen, Donald McNaughton, Edward Harris, Dyer D. S. Brown and Allen D. Scott, and against the city of

Rochester. A transcript of the judgment is hereto annexed.

Immediate payment is requested.

Very respectfully,

EDWARD HARRIS,

Attorneys for above defendants.

Referred to the Special Committee on State Line Railroad Suits.

By Ald. Mandeville—

To the Honorable Common Council of the City of Rochester:

GENTLEMEN: My attention has been called to the condition of a brick building known as No. 19 Stillson street in this city, and I have made a careful examination thereof and find it to be about 2½ stories high and of brick; and that it is about 16 feet from a frame dwelling house, occupied by August Marburger, and that the north wall of said brick building is in a particularly bad and dangerous condition in my opinion.

That the bricks composing the north wall of same are loose therein and can easily be moved by the hand, and that said wall is fully four inches out of plumb.

In case this building should fall it seems to me it must necessarily fall on the house occupied by said Marburger, and I think endangers the lives of the occupants of both houses.

This seems to be a case provided for by section 277 of the revised charter, to which I would respectfully call your attention and your action thereon. Very respectfully yours,

WILLIAM CARROLL,

Fire Marshal.

By Ald. Mandeville—Resolved, That whereas it appears that a brick building or a brick block known and designated as No. 19 Stillson street in the City of Rochester N. Y., or a part thereof is in a dangerous condition and liable to fall down, and persons or property may thereby be endangered. It is hereby ordered that the owner or occupant take the same down, within 10 days after the service of a certified copy hereof upon such owner or occupant. And in case said owner or occupant shall fail to comply herewith, then the Fire Marshal is hereby directed to take down said building at the expense of said City, on account of the owner of said premises and report the expense thereof to the Common Council for assessment on the land on which it stood. Adopted.

ACTION ON ORDINANCES.

FIRST ORDINANCE.

PLANK WALK ON MYRTLE STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk four feet wide on the west side of Myrtle street, from Lyell avenue to a point 330 feet north thereof; also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$99.

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

The construction of a plank walk four feet wide on the west side of Myrtle street to a point 330 feet north thereof; 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 \$99, which estimate is hereby approved.

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

One tier of lots on the west side of Myrtle street, from Lyell avenue to a point 330 feet north thereof.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 4th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

F. NAL ORDINANCES.

The final ordinance for a flag walk on Centre street came up.

Ald. Kelly moved that the ordinance be postponed until the first regular meeting in April, 1881. Adopted.

The final ordinance for a plank walk on University avenue came up, and on motion of Ald. Hart was postponed until the second regular meeting in April, 1881.

The final ordinance for a Medina stone flag walk in Peart alley came up, and on motion of Ald. Chambers was postponed two weeks.

The final ordinance for a sewer in State street came up.

Ald. Walbridge moved to postpone two weeks. Adopted.

The final ordinance for the improvement of Goodman street came up.

Ald. Hart moved that the ordinance be adopted.

Ald. Mandeville moved that the ordinance be postponed two weeks.

Adopted by the following vote:

Ayes—Ald. Barron, L. M. Otis, Hebing, Mandeville, Weaver, Kelly—6.

Nays—Ald. Westbury, Ira L. Otis, Chambers, Walbridge, Weaver, Hart—5.

The final ordinance for a sewer in North avenue came up.

Ald. Hebing moved to postpone two weeks.

Adopted by the following vote:

Ayes—Ald. Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly—10.

Nays—Ald. Hart—1.

UNFINISHED BUSINESS.

The report of the wood building committee on the petition of Laura Jones and others handed in at the last meeting in relation to a barn erected by R. De Garmo came up.

Ald. Hart moved to postpone to weeks.

Ald. L. M. Otis moved that it be indefinitely postponed. Adopted.

EXECUTIVE BUSINESS.

Ald. Tracy moved that the Board proceed to a *viva voce* vote for inspector of election for the 1st district Third ward. Adopted.

Luke J. McGlue was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Mandeville, Weaver, Kelly, Hart—11.

Smith was named by Ald. I. L. Otis—1.

MISCELLANEOUS BUSINESS.

Ald. L. M. Otis moved that when the Board adjourn they adjourn till Thursday, November 4th. Adopted.

Ald. Barron' from the committee on charter amendments and ordinances, asked for further time to bring in ordinances for adoption. Further time was granted.

By Ald. Hart—Resolved, That the Lamp Committee be directed to place boulevard lamp tops on all lamp posts between East avenue and Park avenue on Goodman street. Adopted.

By Ald. Kelly—Whereas, Frank Sherer has been fined in the Police Court for letting a dog run at large; and

Whereas, It has been ascertained that the said Sherer was not the owner of the dog; therefore,

Resolved, That the City Clerk draw an order on the City Treasurer for \$5.00 payable to Frank Sherer, and charge Police Fund.

Ald. Chambers moved that the resolution be indefinitely postponed.

Lost by the following vote:

Ayes—Ald. Hart—1.

Nays—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Weaver, Kelly—11.

The resolution was then adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Mandeville, Kelly—8.

Nays—Ald. Ira L. Otis, Chambers, Walbridge, Weaver—4.

By Ald. Ira L. Otis—Whereas, Pts Lots No. 38, 39, 40, of the Phelps tract, Fulton avenue, Ninth ward, was assessed for General City Tax for 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 Aug. 9th, 1880, 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 \$14.36, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Aug. 9th, 1880. }

A. C. McGlachlin, 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 1880, to John Todd, viz.:

Pts Lots No. 38, 39, 40, Phelps tract, west side of Fulton avenue, Ninth Ward, 70 feet front, 0 feet rear, and 124 feet deep, and that the owner of said property should pay as his portion of General City Tax, 1871, the sum of \$14.36, 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,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Oct. 18th, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot No. 27 of the Jones tract, Lyell street, Eleventh ward, was assessed for General City Tax, for 1880 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 October 13, 1880, 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 \$35.79 with expenses and interest, in pursuance of said certificate.

Adopted

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., October 18th, 1880. }

A. C. McGlachlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to Ann McMurray, viz.:

South west part lot No. 27, Jones tract, south side of Lyell street, Eleventh ward, 44 feet front, 44 feet rear, and 165 feet deep, and that the owner of said property should pay as her portion of General City Tax for 1880, the sum of \$35.79-100 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,
AUGUSTUS M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Oct. 18th, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot of land of the Bennett tract, Clifton street, Eighth Ward, was assessed for general city tax for 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 Oct. 19th, 1880, 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 \$11.76, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Oct. 19, 1880. }

A. C. McGlachlin, Treasurer:

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1880 to J. B. Bennett, viz.:

Lot Bennett tract, west side of Saxe street, Eighth ward, 360 feet front, 340 feet rear and 100 feet deep, and that the owner of said property should pay as his portion of general city tax for 1879 the sum of \$11.76, 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)

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

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Oct. 19, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Alderman Ira L. Otis—Whereas, Lot of land of the Bennett tract, Clifton street, Eighth ward, was assessed for the General City Tax of 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 October 19, 1880, and on file in the Treasurer's office, a copy of which is attached here, be released from the lien of such tax upon the payment of \$14.83, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Oct. 17, 1880. }

A. C. McGlachlin, Treasurer:

SIR—We, the assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to J. B. Bennett, viz.:

Lot No. —, Bennett tract, west side of Saxe street, Eighth ward, 360 feet front, 340 feet rear, and 100 feet deep.

And that the owner of said property should pay as his portion of General City Tax of 1878, the sum of \$14.83, 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., Oct. 19, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot of land of the Bennett Tract, Clifton street, Eighth Ward, was assessed for general city tax for 1879, 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 Oct. 19th, 1880, 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 \$18.44-100, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Oct. 19th, 1880. }

A. C. McGlachlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to J. B. Bennett, viz.:

Lot No. —, Bennett Tract, west side of Saxe street, Eighth Ward, 360 feet front, 340 feet rear, and 100 feet deep, and that the owner of said property should pay as his portion of general city tax 1879, the sum of \$18.44-100, 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., Oct. 19th, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot of land of the Bennett tract, Clifton street, Eighth Ward, was assessed for General City Tax for 1880, 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 Oct. 19th, 1880, 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 \$11.93, with expenses and interest, in pursuance of said certificate.
Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Oct. 19th, 1880.

A. C. McGLACHLIN, Treasurer:

SIR—We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to J. B. Bennett, viz.:

Lot No., Bennett Tract, west side of Saxe street, Eighth Ward, 36 feet front, 340 feet, rear, and 100 feet deep, and that the owners of said property should pay as his portion of General City Tax for 1880 the sum of \$11.93, 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., Oct. 19, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

Ald. Hart moved to refer the communication in regard to Law S. Gibson and John Williams to the Law Committee. Adopted.

Ald. Hebing called up the resolution granting Phoebe Schemerhorn permission to erect a wood building, Aug. 24th, and moved it be reconsidered. Adopted.

Ald. Hebing moved that the petition of Phoebe Schemerhorn asking permission to erect a wood building be indefinitely postponed. Adopted.

By Ald. L. M. Otis—Resolved, That the Law Committee direct the City Attorney to take such action as they think best and proper to preserve the city's interest in the matter of collection of the city taxes on the property bought by Joseph Stephany at a county tax sale. Adopted.

By Ald. L. M. Otis—Resolved, That the City Treasurer be and is hereby instructed not to pay any order drawn in favor of the contractor for the collection of garbage unless the same is accompanied by the affidavit of the contractor and the certificate of the Executive Board that the work has been done in accordance with the terms of the contract. Adopted.

Ald. Hebing moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council Nov. 4, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Absent—Ald. Fee, Felsing—2.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. L. M. Otis—Bills of

National Gas Light Company, care of lamps for October..... \$595 00

Ald. L. M. Otis presented the petition of Mary Burrows for remission of taxes. Referred to the Assessment Committee.

Ald. Walbridge presented the petition of J. A. Seel for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Walbridge—Bills of

Lockett & Homer, rake..... \$1 00

Referred to the Park Committee.

By Ald. Hart—Bills of

Jac. B Sauer, ballot boxes..... \$60 00
Oscar H. Peacock, cartage..... 59 46
Rochester Printing Co., printing..... 10 90
James Day, hack hire..... 3 00

Referred to the Contingent Expense Committee.

By Ald. Hart—Bills of

Consumers' Ice Co., ice for Police Headquarters..... \$75 60
B. F. Enos, expenditures for October..... 116 18

Referred to Police Committee.

Ald. Hart presented the petition of H. E. Likly for permission to erect wood building, and moved that the prayer of the petitioner be granted. Adopted.

By Ald. Mandeville—Bills of

Rochester Gas Co., gas for city buildings..... \$134 81
I. F. Carter, kerosene..... 10 62

Referred to the City Property Committee.

REPORTS OF STANDING COMMITTEES.

FINANCE BUDGET.

ROCHESTER, N. Y., Nov. 4, 1880.

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

CONTINGENT FUND.

MONTHLY PAY ROLL FOR OCTOBER, 1880.

Cornelius R. Parsons, Mayor.....	\$206 35
Ambrose C. McGlachlin, Treasurer.....	333 33
John R. Fanning, City Attorney.....	166 66
Oscar H. Peacock, City Surveyor.....	166 66
L. M. Mandeville, City Clerk.....	137 50
David McKay, City Assessor.....	150 00
August M. Koeth,	150 00
Wm. Mahan,	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell,	150 00
William E. Werner, Clerk	50 00
Francis J. Irwin, City Messenger.....	83 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building..	50 00
W. G. Gray, Assistant Surveyor's Office.....	66 00
C. E. Parsons, Draughtsman	66 00
W. J. Stewart, Chainman	44 00
Ambrose Redman, Rodman	32 33
H. F. McGlachlin, Treasurer's office.....	116 66
C. H. Schwell,	62 50
J. T. Tracy,	62 50
J. Y. Elias,	65 00
Edward Thomas,	30 00
Wm. Carroll, Fire Marshal.....	53 33
Assessors' clerk hire month of October.....	41 67

MISCELLANEOUS.

Williamson & Higbie, stationery.....	\$ 17 15
.....	29 05
W. S. Falls, printing.....	11 00
Z. L. Davis, copying pad.....	5 00
E. A. Frost, recording documents, &c.....	5 13
W. G. Martens, badges.....	84 50
Bell Telephone Co., rent of instrument to April 5th 1881.....	30 00
M. Heavey, hack hire.....	2 00
F. X. Masseth, hack hire.....	5 00
..... funeral.....	3 00
E. A. Van Auker, hack hire,	3 00
Lunch for Council.....	10 00
And charge that fund.....	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR OCTOBER, 1880.

Porter W. Taylor, Overseer.....	\$116 66
James W. Stanley, Assistant Overseer.....	66 66
Henry L. Achilles, Jr, bookkeeper.....	35 33
Jacob Lutt, clerk.....	40 00
Dr. Kempe, City Physician.....	41 67
Dr. Wetzel, City Physician.....	41 67
Dr. Schmitt, City Physician.....	41 67
Dr. Rockwell, City Physician.....	41 67
Dr. O'Hare, City Physician.....	41 67
Dr. Spencer, City Physician.....	41 67
Vincent M. Smith, Excise Commissioner.....	66 66
C. Herzberger.....	66 66
Wm. P. Morrison.....	66 66

MISCELLANEOUS.

John A. Davis, copying list of licences.....	10 00
Thos. Goulding, serving warrants.....	22 45
A. H. Cork, groceries.....	18 00
Geo. L. Baker, transportation.....	78 70
L. P. Beck, shoes.....	19 50
Joseph H. Pool, flour and meal.....	228 50
G. W. & C. T. Crouch, rent.....	20 00
Geo. Stehler, meat.....	50 00
Jacob DeVos, pork.....	160 00
Wm. Punch, burials.....	12 00
C. V. Jeffreys.....	122 00
Home for the Friendless, bd. inmates to Oct. 1.....	6 50
Home of Industry.....	159 82
Reoh. Industrial School, bd. inmates to Oct. 1.....	990 99
Church Home.....	45 72
Rochester Orphan Asylum, bd. inmates to Oct. 1.....	426 60
Reoh. City Hospital, inmates to Oct. 1.....	667 65
St. Joseph's Orph. Asy. bd. inmates to Oct. 1.....	881 20
St. Patrick's.....	665 60
St. Mary's Orph. Asy., bd. inmates to Oct. 1.....	671 77
St. Mary's Hospital, bd. inmates to Oct. 1.....	809 37
And charge that fund.....	2,718 00

LAMP DEPARTMENT FUND.

Rochester Gas Co., care of lamps for October.....	\$ 2,054 55
Rochester Gas Company, setting lamp posts.....	28 20
Citizens' Gas Co., care lamps for October.....	2,612 50
Citizens' Gas Company, setting posts.....	4 50
R. B. Gay, lighting and care of lamps for Oct.....	639 55
Sherlock & Sloan, material.....	134 37
James Gosnell, painting boulevard lamp tops.....	106 98
Goodale & Stiles, lamp burners.....	22 68
And charge that fund.....	

CITY PROPERTY FUND.

Chas. M. Beattie, salary for October.....	\$ 30 00
A. Walbert, nails, Deaf Mute Inst.....	8 23
G. W. & C. T. Crouch, wood.....	3 00
Goggin & Knowles, repairing boiler.....	19 50
J. G. Luitwieler, glass.....	30 52
J. E. Brady, painting.....	70 10
D. E. Emrich, care city clocks to Nov. 1.....	62 50
F. J. Irwin, monthly cleaning.....	64 30
And charge that fund.....	

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR OCTOBER, 1880.

Dr. Chas. Buckley, Health Officer.....	\$ 66 66
John H. Mason, Supt. and Clerk.....	50 00
A. C. Parsons, Inspector.....	40 00
Michael Murray.....	40 00
John Meyer.....	40 00
Jos. Thompson.....	40 00
Henry M. Heindol, keeper Hope Hospital.....	50 00
John O'Rourke, sewer flusher.....	40 00
John Vance.....	40 00

MISCELLANEOUS.

C. J. Connolly, model stamps.....	\$ 8 00
And charge that fund.....	

PARK FUND.

MONTHLY PAY ROLL FOR OCTOBER, 1880.

John Shannon, labor on parks.....	\$ 30 00
Wm. Coughlin.....	30 00
Wm. Collinson.....	30 00
And charge that fund.....	

POLICE DEPARTMENT FUND.

George Truesdale, salary for October.....	\$ 187 50
S. A. Pierce, medical service.....	35 00
Rochester Printing Co., printing.....	13 75
54th Regiment Band, music inspection day.....	56 00

POLICE PAY ROLL FOR OCTOBER, 1880.

Alex. M'Lean.....	\$130 00
Samuel Brown.....	80 00
Peter Hughes.....	80 00
W. J. Rogers.....	80 00
Thos. Lynch.....	80 00
Peter Lauer, Jr.....	80 00
P. C. Kavanagh.....	80 00
Ferry Marzluff.....	80 00
Thos. A. Burchell.....	80 00
Caleb Pierce.....	80 00
Henry Baker.....	80 00
Jos. P. Cleary.....	80 00
Frank B. Allen.....	70 00
W. R. M'Arthur, 24 days.....	56 16
Jacob Frank.....	70 00
John C. Hayden.....	70 00
John Wangman.....	70 00
Hugh Johnston.....	70 00
Hugh Clark.....	70 00
John J. Garrett.....	70 00
John H. Dana.....	70 00

Ed. Van Vorst.....	70 00
John C. M'Quatters.....	70 00
Wm. White.....	70 00
Thos. Dukelow.....	70 00
Fred. Criebe.....	70 00
Patrick H. Sullivan.....	102 00
Chas. M'Cormick.....	80 00
Jos. S. Roworth.....	80 00
Wm. F. Lush, 29 days.....	67 86
Barth. Crowley.....	70 00
Robt. Burns.....	70 00
Ralph Bendon, 29 days.....	67 86
Jacob Harter, 28 days.....	65 52
Thos. Crouch, 26 days.....	60 84
Andrew Connolly.....	70 00
Wm. P. O'Neill, 29 days.....	67 86
Benj. C. Further.....	70 00
Wm. Keith.....	70 00
B. Horcheler.....	70 00
John Mitchell.....	70 00
Robt. M'Keel.....	70 00
Chas. E. Fowler.....	70 00
Michael Brady.....	70 00
Wm. M'Keel.....	70 00
Joseph Legler, 4 days.....	9 36
Wm. H. DeWitt.....	70 00
Nicholas J. Loos.....	70 00
Robert Sloan.....	70 00
Samuel Schwartz.....	70 00
Jas. A. Johnson.....	70 00
Park Hoozor.....	70 00
Louis Jesserer.....	70 00
Frank Value, 29 days.....	67 86
Michael Cain.....	70 00
Wm. Burgess.....	70 00
Michael Hynes.....	70 00
Chas. Hart.....	70 00
Frank D. Fay.....	70 00
Geo. Hoffner.....	70 00
James P. Flynn.....	70 00
John Monaghan.....	70 00
John B. Davis.....	70 00
Henry D. Shove.....	70 00
Michael Wolf, Jr., 33 days.....	57 02
John M. Reis.....	70 00
Charles W. Peart.....	70 00
Wm. Laragy.....	70 00
Louis Nold.....	70 00
Jerry T'waag, 29 days.....	67 86
Ed. McDonough.....	70 00
Older Oliver, 29 days.....	67 86
John Dean.....	70 00
Jos. St. Hellens.....	70 00
Peter Hess.....	70 00
Daniel Goulding, Jr.....	70 00
Patrick Holtoran.....	70 00
Henry Graven, 29 days.....	67 86
Chas. Sietferd, 29 days.....	67 86
Frank S Skuse.....	70 00
Oliver A. Youle.....	70 00
Frederick Kipohut.....	70 00
John Lepold, 35 days.....	58 59
Mich. Ryland.....	70 00
Jacob Maskel, sand and gravel.....	60 00
Hiram Rogers.....	70 00
B. Frank Enos, Clerk of Commissioners.....	83 34
And charge that fund.....	

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, }
ROCHESTER, N. Y., Nov. 3, 1880.

The accompanying bills and estimates having been duly examined and settled by the Executive Board, are, by resolution, referred to your Honorable body for payment, as required by Sec. 148 of the City Charter. Respectfully, your obedient servant,
THOMAS J. NEVILLE, Clerk.

Street Department—Highway Fund.

Craig & Crouches, oak plank.....	\$ 32 45
Hill & French, wood and coal.....	8 50
Caspi, Schwalbach, sand and gravel.....	16 65
Howard Iron Works, machinery.....	20 00
George Elbs, ice.....	7 00
J. Cunningham, Son, & Co., repair to wagon.....	49 25
Mrs. Geo. D. Lord, rent of stable.....	20 00
E. Lockley, repairing plows.....	7 25
L. A. Pratt, rubber boots.....	3 30
Marshall Decker, labor.....	5 62
Geo. R. Harris, disbursements.....	0 81
David Clancy, sand, gravel and stone.....	65 60
	\$ 248 64

Street Department—Garbage Fund.

Jacob Rauber, payment on contract.....	100 00
Local Improvements—Special Funds.....	
William M. Webb, final estimate Wackerman street walk.....	\$137 59
William M. Webb, final estimate, Park place walk.....	97 23
James J. Casey, final estimate, Lake avenue sewer extension.....	1,322 76

James H. Nellis, final estimate, Goodman st. flag walk.....	948 11
Logan & Mason, final estimate, Graves st. improvement.....	999 00

Street Department.

Bills stakes, etc., for Park place walk.....	44
Wackerman st. walk.....	60
Lake avenue sewer extension.....	1 40
Goodman st. plank walk.....	1 00
Sherman st. culvert.....	40
Ontario st. sewer.....	60
	\$3,509 53

Water Works Department—Water Pipe Fund.

F. C. Lauer, estimate group 52.....	\$ 310 00
John Howe,	370 00
	\$ 680 00

Water Works Department—Water Works Fund.

J. R. Chamberlin, supplies, P. H.....	69 14
J. Emory Jones, labor and material.....	8 37
McCConnell & Jones, fire brick, etc.....	30 00
J. D. Jones, land damages.....	8 00
Orrin Purcell, labor and board.....	18 00
W. H. Struble,	26 00
W. Westbrook,	12 75
T. M. Blossom, board.....	2 00
Woodbury, Morse & Co., supplies.....	7 15
J. Nelson Tubbs, disbursements.....	5 67
Chase & Otis, lumber.....	1 04
L. A. Pratt, rubber boots.....	15 00
Zimri Davis, copying, pad and repairs.....	7 00
T. J. Neville, clerk, disbursements, C. Line.....	8 40
..... postage stamps.....	25 00
..... freight on meters.....	1 34
National Meter Co., meters and repairs.....	224 80
Union Meter Co.	35 70
	\$ 505 36

Fire Department—Fire Department Fund.

Upton's Livery, livery F. A. Tel.....	\$ 29 50
L. G. Tillotson & Co., telegraph wire F. A. Tel.....	40 50
A. D. Collins, supplies.....	91 50
George Loby, wagon.....	155 00
J. Walsh, gas fittings.....	7 24
G. H. Hetzler, ice at stations.....	36 00
Thomas Brooks, repairing harness.....	6 85
E. W. Tripp, ice.....	9 00
S. B. Williams, oil.....	2 00
J. Karp, repairing slate roofs.....	7 00
M. Huntington, staples.....	4 00
Wendel Bayer, wash bulbs.....	15 85
A. Drinkwater, care of horses.....	56 50
G. Mannel, supplies.....	13 32
	\$ 454 26

STREET SPRINKLING ORDINANCES.

Final Estimates to Contractors.

Logan & Mason, State st. and Lake ave, 2112.....	\$ 268 50
Logan & Mason, Plymouth ave, sec. 2, 2114.....	102 20
A. W. Turnbull, Union st, 2098.....	31 01
A. W. Turnbull, East ave, sec 1, 2106.....	69 13
A. W. Turnbull, Chestnut st, 2123.....	21 51
McCConnell & Pringle, Park ave, 2100.....	23 43
McCConnell & Pringle, Meigs st, 2101.....	35 15
McCConnell & Pringle, Front st, 2102.....	27 82
McCConnell & Pringle, East ave, sec 2, 2107.....	37 86
McCConnell & Pringle, S. St. Paul st, 2122.....	45 00
S. D. Pierce, State st, 2103.....	44 86
S. D. Pierce, E. and W. Main sts, 2108.....	141 14
S. D. Pierce, Clinton st, 2110.....	48 57
S. D. Pierce, Andrews st, 2115.....	38 57
S. D. Pierce, N. St. Paul st, sec 1, 2120.....	28 15
S. D. Pierce, N. Clinton st, 2121.....	31 40
S. D. Pierce, Allen st, 2131.....	37 71
S. D. Pierce, Mill st, 2134.....	25 14
G. Bantel & Son, Spring st, 2099.....	39 71
G. Bantel & Son, Lake ave, 2104.....	68 85
G. Bantel & Son, Plymouth ave, sec 1, 2105.....	18 85
G. Bantel & Son, West ave, 2109.....	32 50
G. Bantel & Son, South Washington st, 2113.....	27 14
G. Bantel & Son, Monroe ave, 2116.....	36 43
G. Bantel & Son, North ave, 2117.....	18 71
G. Bantel & Son, N. St. Paul st, sec 2, 2124.....	49 71
G. Bantel & Son, East Main st, 2126.....	57 43
G. Bantel & Son, No. St. Paul st, sec. 3, 2133.....	97 14
	\$1,606 73

Adopted by the following vote :

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Chambers, Walbridge, Madeville, Wickens, Edelman, Kelly, Hart—11.

By Ald. Edelman—Resolved, That A. Ernisse, Solomon Finklestein, William Sike and Alice E. Winant have permission to erect wood

buildings in accordance with their several petitions. Adopted.

By Ald. L. M. Otis—Resolved, That the City Clerk draw orders on the City 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 general election 1880. Also orders in favor of each proprietor (except the city of Rochester and the Tenth Ward) of places used as election polls, for the sum of thirty dollars; also an order in favor of William Coughlin for \$20 for Second Ward polls and Engine Co. No. 1 for \$15, and H. C. Paul for \$30 for Tenth Ward, and charge Contingent Fund. Provided no objection 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 for the same proper charges against such inspectors.

Adopted by the following vote :

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Kelly, Hart—11.

Ald. L. M. Otis presented the petition of M. S. Peters for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Hart moved that the vote on the adoption of the last wood building petition be reconsidered. Adopted.

The petition was then referred to the Wood Building Committee.

By Ald. Hart—Resolved, That the City Clerk draw an order for \$50 on the Treasurer in favor of Maurice Moynihan for services in the Excise Board and charge the same to the Poor Fund.

Adopted by the following vote :

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—12.

Ald. Hart, from the Contingent Expense Committee; Ald. Mandeville, from the City Property Committee; Ald. L. M. Otis, from the Lamp Committee; Ald. Walbridge, from the Park Committee; Ald. Hart, from the Police Committee; reported favorably on various bills and moved their reference to the Finance Committee for payment.

By Ald. Hebing—

To the Honorable Common Council of the City of Rochester :

Your Law Committee to whom was referred the petition of John Orchard of 88 Weld street for loss of 500 cabbage destroyed by an overflow of the Court and Williams street sewer, on the Sibley nursery grounds north of East Main street in said city.

Your Committee would report that it has been attended by the petitioner and he was duly heard in the matter. It seems that the land where said cabbage were growing was on two occasions overflowed after having been planted and while growing, and that on each occasion from sudden and extremely heavy showers, and that the ordinary and usual rains did not effect said cabbage or overflow the land. Your Committee therefore deem this matter one of misfortune to the petitioner, arising from an inevitable occurrence and for which the city is not responsible, and therefore

report adversely to the payment of said claim.

HENRY HEBING,
LYMAN M. OTIS,
LOUIS EDELMAN,
Committee.

Adopted.
By Ald. Ira L. Otis—

To the Common Council:

GENTLEMEN.—Your Assessment Committee to whom was referred the petition of Joseph E. Williams in relation to remission of interest on a local assessment, after consulting with the City Assessors, would report in favor of allowing J. E. Williams to pay the local assessment without the interest and fees, and offer the following resolution:

Resolved, That the City Treasurer be, and is hereby authorized to receive of Joseph E. Williams the amount of his assessment for the improvement of Monroe avenue without interest and fees and charge the balance to erroneous assessments.

IRA L. OTIS,
M. BARRON,
Committee.

Adopted.

By Ald. Ira L. Otis—Whereas, Lot No. 19 of the Smith Tract, Rowley street, Seventh Ward, was assessed for Rowley street improvement 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. 4th, 1880, 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 \$90.41, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Nov. 4th, 1880.

A. C. McLaughlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the General City Tax for the year 1881 to Joseph Hohm, viz: Lots No. 5, Lynns Joy's sub-d'n, part of lot 19, Smith tract, east side of Rowley street, Seventh Ward, 42.2 feet front, 42.2 feet rear and 158.8 feet deep and that the owner of said property should pay as his portion of Rowley street improvement, the sum of \$90.41 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., Nov. 4th 1880.

(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots Nos. 5 and 6 of the Garlock subdivision, Park avenue, Sixteenth Ward, were assessed for General City Tax, 1879, 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 October 25, 1880, 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 \$2.65, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., October 25, 1880.

A. C. McLaughlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to Herman Spillberg, viz.: N. pt lots Nos. 5 and 6, J. S. Garlock's subdivision of lots 62 and 63, and N. pt 67, Assessors' subdivision of lot 51, north side of Park avenue (in rear) Sixteenth Ward, 80 feet front, 80 feet rear, and 62 feet deep, and that the owners of said property should pay as his portion of General City Tax for 1879 the sum of \$2.65, 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, N. Y., Oct. 25, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots No. 64, 74, all, and 83, 89 of the West Avenue Association tract, Bingham Park and Magnolia street, Fifteenth Ward, were assessed for General City Tax, 1880, 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 October 25th, 1880, 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 \$1.30, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., October 25th, 1880.

A. C. McLaughlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to Edward J. Keene, viz:

Lots Nos. 64, 68, 70 and 72 West Avenue Association, south side of Magnolia street, Fifteenth Ward, each 50 feet front, 50 feet rear, and 150 feet deep, and that the owner of said property should pay as his portion of General City Tax, 1880, the sum of \$1.30, 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., Oct. 25th, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots No. 37, 58 art. and 54, 63 of the West Avenue Association Tract, Thurston road and Magnolia street, 15th Ward, was assessed for general city tax for 1880, 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 Oct. 25th, 1880, 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 67 cents with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Oct. 25th, 1880.

A. C. McLaughlin, Treasurer:
SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to Edward J. Keene, viz:

Lots No. 53 and 60 West Avenue Association Tract, east side of Thurston road, 15th Ward, each 50 feet front, 50 feet rear and 150 feet deep, and that the owner of said property should pay as his portion of general city tax for 1880 the sum of 67 cents, 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., Oct. 25th, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot Nos. 22, 23, 25 to 36 of the Greig tract, Frost avenue, Eighth Ward, was assessed for Frost avenue sewer, No. 1, 926, 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 October 25, 1880, and on file in the Treasurer's office, a copy of which is attached here o, be released from the lien of such assessment upon the payment of \$364.40, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Oct. 25, 1880.

A. C. McLaughlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property

will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to the City Bank of Rochester, viz:

Lots Nos. 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, Greig tract, north side of Frost avenue, Eighth Ward, 929 feet front, 929 feet rear, and 141 feet deep, except lot No. 25, which is 70 feet deep.
And that the owner of said property should pay as their portion of Frost avenue sewer, the sum of \$364.40, 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., Oct. 30, 1880.
(A true copy.)

A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots No. 38, 37, 25, 24, of the Greig tract, Seward street, Eighth ward, was assessed upon the Seward Street Improvement No. 1573, 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 Oct. 25th, 1880, 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 \$103.14, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Oct. 30th, 1880.
A. C. McGlachlin, 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 1881, to the City Bank of Rochester, viz:

Lots No. 24, 25, Sec. B, Greig tract, east side of Seward street, Eighth ward, 140 feet front, 140 feet rear, and 141 feet deep, and that the owner of said property should pay as their portion of Seward Street Improvement Tax, the sum of \$103.04, 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,
AUG. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Oct. 30th, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot No. 10 and part 9 of the Thurber tract, Tremont street, Eighth Ward, was assessed for the general city tax for 1880 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. 1st, 1880, 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 \$16.79 with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Nov. 1st, 1880.
A. C. McGlachlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the general city tax for the year 1881 to Hannah M. Predmore, viz:

E pt lot No. 9 and W pt lot No. 10, Sec. 8, Thurber tract, south side of Tremont street, Eighth Ward, 40 feet front, 40 feet rear, and 136 feet deep, and that the owner of said property should pay as their portion of general city tax for 1880 the sum of \$16.79, 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,
AUGUSTUS M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 3d, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

Adopted.
Ald. Weaver presented the petition of taxpayers on Carter street for plank walk. Referred to the Improvement Committee with instructions to report by ordinance at the next regular meeting.

COMMUNICATIONS FROM HIS HONOR THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Nov. 3, 1880.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 3d day of Nov., 1880, as required by section 58 of the City Charter.

	Balance Undrawn.
Board of Education Fund.....	\$87,483 10
Fire Department Fund.....	24,830 64
Poor Department Fund.....	34,373 98
Police Department Fund.....	38,000 60
Contingent Fund.....	32,717 67
Highway Fund.....	21,105 41
Lamp Fund.....	12,933 88
Health Fund.....	2,610 86
City Property Fund.....	2,217 20
House for Truants Fund.....	9 10
Park Fund.....	1,455 38

A. C. McGLACHLIN, Treasurer.

Subscribed and sworn to before me this 3d day of Nov., 1880.

CHAS. H. SHILLWELL,
Commissioner of Deeds.

Ordered received, filed and published.

CITY CLERK'S OFFICE,
ROCHESTER, Nov. 3, 1880.

To the Honorable the Common Council:

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

Luke J. McGlue, Inspector of Election, first district, Third Ward.
LUCIUS M. MANDEVILLE, City Clerk.

By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF OCTOBER, 1880.

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 Oct. 1st, and ending Oct. 31st, 1880, for licenses to sell and dispose of strong and spirituous liquors, ale, wine and beer, in quantities less than five gallons at a time, to wit:

Spanz, Peter, 24 Wilder st.....	\$ 42 60
Hetzel, John C, 8 S. St. Paul st.....	40 00
Sheldon, Burton L, 28 Exchange st.....	60 00
Hart, Samuel, 8 Lowell st.....	20 00
Baron, Marion, 136 Exchange av.....	21 00
Vogt, Anton, 33 and 35 Sco't st.....	53 00
Hyde, John, 16 Exchange place.....	20 00
Farquhar, Harry T, 224 W. Main st.....	40 00
Abersold, Jacob M, 301 E. Main st.....	40 00
Moore, John C, 85 Mill st.....	26 00
Spring, Frank W, 101 N. Clinton st.....	49 00
Rummel, Levi F, 24 Goodman st.....	30 00
Cooney, Henry, Goodman st, corner railroad.....	56 00
Shelbeck & Kuitruff, 13 West av.....	20 00
Barth, Peter, 153 N Clinton st.....	25 70
Schlutzer, Martha E, 39 Andrews st.....	55 00
Goers, Theodore, 103 Hudson st.....	54 00
Waldheim, Karl, Meigs, cor Caroline sts.....	40 00
Frietsch, Magdalena, 201 Monroe av.....	20 00
Hefner, Frank, Exchange st, cor Clarissa.....	40 00
Buhr, Frederick, 92 Clinton st.....	51 75
Ovenburg, Roman, 1 Lowell st.....	25 30
Hall & Bro, 104 East av.....	40 00
Abels, David, 100 South av.....	38 90
Fitchmeier, Geo, 311 N. Clinton st.....	40 00
Meyer, Camer, 18 Hanover st.....	40 00
Shanahan, John, 51 Lyell st.....	40 00
Donnelly, Samuel, Lake av cor Rowe st.....	40 00
Greenwood, Thomas, 75 Front st.....	40 00
Hesslinger, Sevilla, 228 West Main st.....	40 00
Leimgruber, Victoria, 72 East Main st.....	40 00
McElhone, Bernard, 131 S. St. Paul st.....	40 00
Gause, Charles, 182 West av.....	40 00
Gannon, Mary, 4 Ward st.....	40 00
McCarthy, Jeremiah, 127 West Main st.....	40 00
Knapp, John O, 105 North av.....	40 00
Meyer, Fannie, 173 North st.....	20 00
Young, Charles, 62 Monroe st.....	30 00
Galvin, Patrick, 119 North Union st.....	20 00
Hartzel, John, 10 West av.....	40 00
Erhart & Stickline, 40 Allen st.....	40 00
Haas, G Herman, 38 E. Main st.....	35 60

Total amount received and deposited with the City Treasurer..... \$1,585 65
Dated Rochester, N. Y., Nov. 1st, 1880.

STATE OF NEW YORK, }
County of Monroe, } ss.
City of Rochester.

Vincent M. Smith, Conrad Herzberger and William F. Morrison, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from Oct. 1st to Oct. 31st, 1880, inclusive.

VINCENT M. SMITH,
CONRAD HEZBERGER,
WILLIAM F. MORRISON,
Excise Com'rs.

Sworn to before me this 1st day of November, 1880.

E. F. STILLWELL,

Commissioner of Deeds in and for the city of Rochester, N. Y.

Ordered received, filed and published.

NEW YORK CENTRAL AND HUDSON RIVER RAILROAD COMPANY, GRAND CENTRAL DEPOT, }
NEW YORK, October 25, 1880.

To L. M. Mandeville, City Clerk, Rochester, N. Y.:

DEAR SIR—I am in receipt of your letter of the 18th, enclosing a resolution of the Common Council requesting me to instruct the attorney of the company to discontinue a suit to prohibit the city's extending a sewer over a portion of the company's property. As I understand the question, the railroad ditch runs alongside the track, east, about half a mile; that, in 1875, some officer of the company gave a verbal license to connect a local sewer in the east part of East avenue with this ditch on condition that the city should make a good stone covered sewer in the line of the ditch, which has never been done; and that now the city seeks to make this ditch the outlet for a new trunk sewer without the company's consent and without having complied with the conditions promised the officer who gave the first license.

The use of the company's ditch, under the circumstances and in the manner proposed, would, I am informed, create a filthy way and a great and dangerous nuisance alongside our track.

While I earnestly desire to ratify the Common Council in any request it may make, the facts in the present instance are such that I think on a full consideration of them, you will abandon the effort to build the sewer under present plans.

Yours truly,

W. H. VANDERBILT, President.

By the Clerk—

ROCHESTER, Oct. 15th, 1880.

To His Honor, Mayor Parsons:

DEAR SIR—I was severely injured on the public highway, at St. Joseph street railroad crossing, on the night of the 2d inst., and if there is not something done about it, as soon as I am well enough I shall bring a suit against the city for the injuries received through their neglect and that of the railroad company.

I remain, respectfully,

JOHN L. HACKETT, 132 North ave.

Referred to the Law Committee.

ACTION ON ORDINANCES.

FIRST ORDINANCE.

PLANK WALK ON ARLINGTON STREET.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk four feet wide on the east side of Arlington street, from the north line of University avenue, to a point 100 feet north thereof.

Adopted.

The Surveyor submitted as such estimate \$25.00.

By Aid. Chambers—Resolved, That the following improvement is expedient, viz.:

The construction of a plank walk, four feet wide, on the east side of Arlington street, from the north line of University avenue to a point 100 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 \$25.00, which estimate is hereby approved;

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

One tier of lots on the east side of Arlington street, from the north line of University avenue to a point 100 feet north thereof.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, of the City of Rochester, that all per-

sons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Nov. 16th, 1880, at six o'clock at the Common Council Chamber, when allegations will be heard.

Adopted

FINAL ORDINANCES.

FINAL ORDINANCE NO. 2, 150.

PLANK WALK ON MYRTLE STREET.

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

After hearing such allegations from all persons appearing—

Aid. Chambers submitted the following:

An ordinance to construct a plank walk four feet wide on the west side of Myrtle street, from Lyell avenue to a point 330 feet north thereof; 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 wide on the west side of Myrtle street, from Lyell avenue to a point 330 feet north thereof; 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 \$29.00, 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 west side of Myrtle street, from Lyell avenue to a point 330 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, Barron Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelmann, Weaver, Kelly, Hart—14.

FINAL ORDINANCE—No. 2, 151.

PEART ALLEY IMPROVEMENT.

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

After hearing such allegations from all persons appearing,

Aid. Chambers submitted the following:

An ordinance to construct a Medina stone pavement in Peart alley, from Canal street to Litchfield street.

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

The construction of a Medina stone pavement in Peart alley, from Canal street to Litchfield 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 \$671, 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 Peart alley, from Canal street to Litchfield 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, Barron Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelmann, Weaver, Kelly, Hart—14.

STONE SEWER IN NORTH AVENUE.

The final ordinance for stone sewer in North avenue came up.

After hearing allegations, Aid. Hart moved to postpone until the next regular meeting. Adopted.

GOODMAN STREET IMPROVEMENT.

The final ordinance for the improvement of Goodman street came up.

Aid. Mandeville moved that the ordinance be postponed until the second regular meeting from this evening. Adopted.

FINAL ORDINANCE NO. 2, 152.

SEWER IN STATE STREET.

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

After hearing such allegations from all persons appearing,

Aid. Chambers submitted the following:

An ordinance to construct a sewer in State street from the Allen street sewer to the Platt street tunnel.

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

The construction of a sewer in State street from the Allen street sewer to the Platt street tunnel, with a stone arch and bench walls and curved, brick, invert and equal in capacity to a three feet and nine inch circular sewer. 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 \$10,000, 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 territory included within and described by the following boundary lines, to wit: Beginning at the intersection of Platt street and State street; thence southerly along State street, and including one tier of lots on the east side thereof, to a point opposite the centre of Allen street; thence along State street to West Main street; thence westerly along West Main street, excepting one tier of lots on the north side thereof, to Elizabeth street; thence along West Main street to the Erie canal; thence northwesterly along the Erie canal to Ford street; thence northerly along Ford street to Hunter alley; thence easterly along Hunter alley and including one tier of lots on the north side thereof to Elizabeth street; thence northerly along Elizabeth street and including one tier of lots on the west side thereof to Allen street; thence easterly along Allen street and including one tier of lots on the north side thereof to John street; thence northerly along John street and including one tier of lots on the west side thereof to the north line of Centre street; thence easterly along Centre street and including one tier of lots on the north side thereof to Jones street; thence northerly along Jones street and including one tier of lots on the west side thereof to Dean street; thence easterly along Dean street to Frank street; thence northerly along Frank street and including one tier of lots on the west side thereof to Platt street, excepting the lot on the southwest corner of Frank and Platt street; thence southerly along Frank street and including one tier of lots on the east side thereof to Centre street, excepting the lot on the southeast corner of Frank and Platt street; thence easterly along Centre street and including one tier of lots on the north side thereof to State street; thence northerly along State street and including one tier of lots on the west side thereof to Platt street.

Also one tier of lots on each side of Favor street from West Main street to Spring street, excepting the lots on the northeast and northwest corners of Favor and Spring streets.

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 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 six per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—13.

Nays—Ald. Tracy—1.

Ald. Walbridge moved that the Executive Board be directed not to let the contract for State street sewer until March 1, 1881. Adopted.

UNFINISHED BUSINESS.

The resolution of the Executive Board in regard to the Municipal Gas Company, was on motion of Ald. Hart, indefinitely postponed.

EXECUTIVE BUSINESS.

Ald. Hart moved to proceed to ballot for Commissioner of Deeds, and that the Clerk cast the ballot. Adopted.

J. H. Hopkins having received the requisite number of votes was declared duly elected.

MISCELLANEOUS BUSINESS.

By Ald. Hart—Whereas, in the matter of arrears for Oak street improvement, great injustice has been done to the taxpayers of the city; and, whereas, frequent attention has been

called to the subject, officially and otherwise, without receiving adequate attention and action: therefore

Resolved, That the assessors be authorized and requested to immediately take such steps as in their judgment, and that of the City Attorney, may be necessary, under section 215 of the city charter, to reassess the property benefited by said improvement, and take such other action in relation thereto as may be necessary in order to conform to the requirements of the charter.

Ald. Hebing moved that the resolution lie on the table and that the City Attorney be instructed to investigate and report to this Board.

Ald. Hart moved that it be referred to the Law Committee to report at the second regular meeting from this evening. Adopted.

By Ald. Kelly—Resolved, That the Executive Board be requested to put up some guard at our lift and swing bridges, so as to guard against any person walking in the canal when the bridges are lifted or turned. Adopted.

By Ald. Walbridge—Resolved, That John A. Seel, 12 Lake avenue, be granted a market license on his paying into the City Treasury the sum of \$1. Adopted.

By Ald. Walbridge—Resolved, That the Park Committee be instructed to improve Jones Square by removing the old fence and replacing it by a post and railing. Also making a gravel walk through the center from east to west, and from north to south, and charge the expense of the improvement to the park fund. Adopted.

Ald. Walbridge presented the petition of H. P. Stone for permission to erect wood building. Referred to the Wood Building Committee.

Ald. Chambers presented the petition of L. M. Wooden for erroneous assessment. Referred to Assessment Committee.

By Ald. Ira L. Otis—In reference to a resolution adopted on the 24th day of August last instructing the City Treasurer to receive seven per cent. annual interest on all past due local assessments if paid on or before the first day of November.

Resolved, That the time for such payments be extended to the second day of January next, but only to apply to property, if sold on the said local assessment, which has been bid in by the city. Adopted.

Ald. L. M. Otis moved to reconsider the vote on Ald. Kelly's resolution in regard to putting up guards at the swing and lift bridges. Adopted.

Ald. Kelly moved that the City Surveyor report plans for guarding the different swing and lift bridges, and the expense thereof to this Board. Adopted.

Ald. Barron, from the Charter Amendment Committee, reported progress in the matter of Penal Ordinances, and asked for further time. Granted.

Ald. Tracy moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council Nov. 16, 1880.

REGULAR MEETING.

In the absence of the President the Clerk called the Board to order.

Present—Ald. Tracy, Barron, Fee, Hebing,

Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—12
Absent—Ald. Westbury, L. M. Otis, Mandeville, Eeelman—4.

Ald. Hart moved that Ald. Tracy act as Chairman *pro tem*. Adopted.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

Ald. Fee presented the petition of tax-payers on Hawkins street for water mains. Referred to the Executive Board and Water Works Committee.

By Ald. Hebing—Bills of

Wray & Edwood, repairs to locks.....	\$	3	95
James Reid, flag and rope.....		1	54
W. G. Reid, labor &c.....		2	85

Referred to City Property Committee.

By Ald. Ira L. Otis—Bills of

L. W. Brandt, printing.....	\$	31	00
Mersing & steeger, check book.....		19	00
J. C. Moore, binding.....		2	75
E. C. Mayo, repairing instruments for surveyor.....		10	25
L. M. Mandeville, Disbursements.....		6	46
M. Heavy, hack hire.....		7	00
F. X. Massetto, hack hire.....		3	00
C. E. Morris.....		203	70

Referred to Contingent Expense Committee.

By Ald. Ira L. Otis—Bill of

John T. Schaeffer, taking acknowledgments on redemption notices.....	\$	203	64
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Referred to the Law Committee.

Ald. Chambers presented the petition of Gustave May for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Chambers presented the petition of taxpayers on Morgan street for water mains.

By Ald. Chamber—Resolved, That the Executive Board be and it is hereby authorized to lay a water pipe in Morgan street from Tremont street 360 north, when there are moneys in the water pipe extension fund applicable. Adopted.

By Ald. Walbridge—Bills of

American R.R. Signal Co. boulevard lamp tops	\$900	00
R. R. Gay & Co., care of Lamps, Nov.....	644	95

Referred to the Lamp Committee.

Ald. Walbridge presented the petition of residents on Champion street to have name of street changed to Glenwood Park.

By Ald. Walbridge—Resolved, That the street heretofore known as Champion street in the Ninth ward be and hereby is changed to the name of Glenwood Park, and the clerk is directed to enter the same in the street register. Adopted.

By Ald. Walbridge—

The City of Rochester to George Bantel, Dr. For damages to horse used in the Fire Department and injured by being over driven..... \$100 00

This horse was let for use in the Fire Department at a time (in July last) when a temporary stoppage of the water supply from the Rush reservoir had occurred and the steam fire engines were put in readiness for use. While in the hands of the city the horse was over driven and virtually ruined. The Executive Board has been called upon to make good the damage sustained by me, but has refused and I now apply to the honorable Common Council for relief.

Referred to the Law Committee.

Ald. Wickens presented the petition of John G. Popp for permission to erect a wood build-

ing. Referred to the Wood Building Committee.

Ald. Wickens presented the petition of Ellwanger & Barry for water on Linden street.

By Ald. Wickens—Resolved, That the Executive Board be and it hereby is directed to extend the water main in Linden street from Poplar street to South avenue when there are funds applicable in the water pipe extension fund. In accordance with the petition of Messrs. Ellwanger & Barry. Adopted.

Ald. Kelly presented the petition of August Storanid for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Hart presented the petition of Charles W. B. Pardee for permission to erect a wood building, and moved that the prayer of the petitioner be granted. Adopted.

Ald. Hart presented the petition of taxpayers on Goodman street for the improvement of said street from East avenue to the north curb line of College avenue.

By Ald. Hart—

REPORT OF THE POLICE CLERK FOR THE MONTH OF OCTOBER, 1880.

POLICE COMMISSIONERS' OFFICE, }
Nov. 16th, 1880. }

GENTLEMEN:—I respectfully present the following as my report for the month of October, 1880:

October.	Crime.	Penalty.	Paid.
1—Park Sullivan	drunk	\$5	
Park Moran	..	10	\$5
Geo Barber	..	5	
2—Sarah McCabe	..	5	
Thos Boyle	..	10	
Henry Sheridan	..	5	
4—John Malone	..	5	5
Maurice Flynn	..	10	5
6—Nora Burch	..	5	5
8—Chas Butler	assault	10	10
Wm Shephard	..	10	10
9—Wm Bastian	drunk	5	5
El Dugle	..	5	
Henry Sike	assault	5	5
11—Geo Chapman	drunk	5	5
John Sheldon	..	5	5
Chas H Bigley	..	5	
Wm Barry	..	10	5
Chas McCabe	..	10	5
David Yanney	..	5	
Wm Lynch	..	10	5
Chas Bank	..	10	10
Libbie Powers	..	10	
Geo Moore	..	5	2
James McKeon	vio. ord.	10	5
Fred Frauenberger	assault	10	5
John Reagan	drunk	5	3
Henry Loeb	..	5	5
12—Henry Gallagher	..	10	
Robt James	..	10	10
Seymour Studley	..	10	
Chas Marsh	vio. ord.	10	10
Mary Darby	..	10	10
Frank Huver	assault	20	
13—Charles Kline	vio ord	10	
Emma Stockwell	drunk	10	
Margaret Ackerson	..	10	
Emma Smith	..	10	
Hiram Timmerman	..	5	
Charles Reikert	..	10	
Peter Dils	assault	10	10
14—Terry Keenan	drunk	10	10
Frank Hoffman	vio ord	5	5
H Ray Gilbert	assault	10	10
15—Geo H Kelly	drunk	10	10
James Lettice	..	10	10
Cyrus W Marsh	..	10	
Laura Kimbark	..	10	10
Chas Simpson	..	10	5
Fred Klein	vio ord	5	
Francis Shears	..	5	5
16—John McRoden	drunk	5	
Wm Reagan	..	10	5
18—Thos Courtney	..	5	
Henry Mensing	assault	25	
George Vreeman	drunk	5	
Archibald Baire	..	10	5
Jas Mansfield Jr	..	10	5
Anthony Lawless	..	10	10
Robert Porter	..	5	
Thos McAnarney	..	10	7 50

Sarah Coit	petit larceny	25	
Robert Jones	assault	10	
19—John Frank	drunk	5	5
Henry Hunter	..	5	5
20—Dani F Sheehan	..	5	5
Mary Briggs	..	10	
James McElahon	..	10	
Joseph Martin	assault	10	
John Brown	..	5	4
Jennie Pierce	drunk	5	5
Wm. Cooner	..	5	
21—Chas. Carter	vio. ord.	old fine	5
Wm. Hayes	..	10	
22—Mary Martin	drunk	10	10
Chas. Jones	..	10	5
Christian Wilson	assault	10	5
Henry C. Adams	drunk	5	5
23—Thos Gorman	..	5	
25—Geo. Lynderbery	..	10	5
Engne Van Dyne	..	10	5
Joseph Brennan	..	10	7
Delia Clark	..	10	
Peter Speckstor	..	5	5
Peter Garnet	assault	5	5
Lena Haselwander	..	5	5
26—Ed. Holden	drunk	10	
Wm. South	vio.ord.	5	5
27—Giles Stiles	drunk	5	
Aigenon P. Follett	..	5	5
28—Patrick Clark	..	5	5
John O'Blater	..	5	
Richard Bartlett	..	5	3
Wm. Hanna	..	5	5
Frank Grenendike	..	5	5
Jacob Spidz	..	5	3
John McHugh	assault	10	5
Wm. Walter	..	10	5
John Dwyer	drunk	5	3
Wm Stevens	..	5	3
Thos. Quinn	assault	25	25
David Bradley	drunk	10	10
Thos Moore	..	5	5
29—Thos Donoghue	..	10	10
Geo Frederick	..	5	4
James F Toole	..	5	5
Mich sluiquen	..	5	5
John McClusky	..	5	5
30—Geo Taylor	..	5	
Fines by Commissioners			5

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of October, 1880 for fines, penalties and costs imposed by the Police Justice and Police Commissioners of said city.

B. FRANK ENOS, Police Clerk.

Sworn to before me this 16th day of Nov., 1880.
 GEO. TRUESDALE, Notary Public.
 Ordered received, filed and published.

By Ald. Weaver—Bills of

H. Brewster & Co., groceries.....	\$64 56
Smith, Perkins & Co., ..	68 53
.. ..	43 05
.. ..	26 85
John Turner, ..	16 25
A. H. Cork, ..	7 41
H. A. Richmond, ..	6 00
.. ..	8 00
J. H. Frick, burials.....	13 00
B. O'Reilly, burial.....	56 50
Henry East, meat.....	100 00
John Nagle, meat.....	50 00
C. Junyajaham, bread.....	33 60
D. F. Fichtner, ..	76 47
Anthony Hefner, ..	44 67
J. H. Pool, flour.....	196 26
Goetzman & Son, soap.....	28 00
S. Wheeler, rent.....	6 00
Josiah G. Fish, services.....	2 60
R. Kirkpatrick, cleaning stoves.....	10 50
E. B. Fero, board.....	16 00
D. Eavenport, beans.....	5 94
P. W. Taylor, disbursements.....	57 65

Referred to Poor Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Ira L. Otis from the Contingent Expense Committee, Ald. Hebing from the City Property Committee, Ald. Weaver from the Poor Committee, Ald. Walbridge from the Lamp Committee, reported favorably on various bills and moved their reference to the Finance Committee for payment.

By Ald. Wickens—Bill of John O'Rourke, board of horse for Sept. and Oct. \$ 36 00

Referred to the Finance Committee.
 To the Honorable Common Council of the City of Rochester, N. Y.:

Your Law Committee to whom was referred the petition of the estate of Oliver Culver praying a remission of the tax for sprinkling of East avenue for the reason that the lands upon which said tax is assessed are used for farming purposes only and consequently such sprinkling was of no benefit thereto. Your committee would report that it has been duly attended by L. D. Ely, Esq., representing said estate of Oliver Culver and heard him in favor of said petition, and while your committee agree with Mr. Ely as to the hardship of paying said tax, or any tax in fact for sprinkling a street along which the land is used for farming purposes, yet neither your committee nor your honorable body have any discretion in the premises in view of subdivision 7 of section 168 of the city charter, which provides that the assessment shall be "upon the lots or parcels of land fronting on such streets or any specified part thereof in proportion to the feet front thereon." Therefore, your committee are constrained to report adverse to the prayer of the petition herein.

HELYM HEBING,
 LYMAN M. OTIS,
 LEWIS EDELMAN,
 Law Committee.

Adopted.
 By Ald. Hebing—Resolved. That the City Clerk draw an order on the City Treasurer for \$35.00 in full satisfaction of a judgment against the city of Rochester and that the same be made payable and delivered to Lucy Johnson (in favor of whom said judgment is) or to her attorney on delivery to said City Clerk of a proper satisfaction piece thereof.

Adopted by the following vote:
 Ald. Tracy, Barron, Foe, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly and Hart—12

FINANCE BUDGET.

ROCHESTER, N. Y., Nov. 16, 1880.

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

CONTINGENT FUND.

Jacob Sauer, ballot boxes.....	\$ 60 00
O. H. Peacock, cartage.....	59 46
Rochester Printing Company, printing.....	18 90
James Day, hack hire, by Mayor.....	3 00
Lunch for Council.....	10 00
And charge that fund.	

POLICE DEPARTMENT FUND.

B. Frank Enos, expenses for October.....	\$ 116 18
Consumers' Ice Co., ice police headquarters..	75 60
And charge that fund.	

CITY PROPERTY FUND.

Rochester Gas Co., gas City Hall and Front street building.....	\$ 131 81
I. F. Carter, Hnoleum.....	10 63
And charge that fund.	

LAMP DEPARTMENT FUND.

National Gas Co., care lamps for October...	\$ 593 00
And charge that fund.	

PARK FUND.

Luckett & Horner, rake.....	\$ 1 00
And charge that fund.	

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, }
 ROCHESTER, N. Y., NOV. 15, 1880.

To the Common Council:
 The accompanying bills and estimates having been duly examined and settled by the Executive Board, are, by resolution, referred to your Honorable body for payment, as required by Sec. 148 of the City Charter. Respectfully, your obedient servant,
 THOMAS J. NEVILLE, Clerk.

Street Department—Highway Fund.

Chase & Otis, lumber.....	\$ 35 34
James Dolan, MacAdam.....	24 55
Isaac Holloway, stone.....	8 00
James H. Nellis, stone and stone chips.....	13 85
	<hr/>
	\$31 74

Street Department—Garbage Fund.

Jacob Rauber, payment on contract.....	100 00
<i>Salaries and Expenses—Salary and Expense Fund.</i>	
Francis P. Kavanagh, salary for November.....	166 67
Frederick C. Lauer, Jr.,	166 67
Jacob Gerling,	166 66
	<hr/>
	\$ 500 00

Local Improvements—Special Funds.

Hollister & Co., lumber, Sherman st. culvert.....	\$ 11 51
N. L. Brayer, estimate Ames st. walk.....	291 73
Street Department, stakes	3 20
	<hr/>
	\$306 44

Water Works Department—Water Pipe Fund.

Drullard & Hayes, final estimate for cast iron pipe and specials.....	\$ 15 45
Ludlow Valve Man'g Co., stop valves.....	164 00
T. J. Neville, cartage	35
	<hr/>
	\$179 80

Water Works Department—Water Works Fund.

N. Y. C. & H. R. R. Co., transportation.....	\$ 62 00
Street department, work on streets, D reservoir.....	56 00
Cooper, Jones & Cadbury, corporation cocks.....	120 10
Craig & Crouchs, lumber.....	65 87
Chase & Otis,	12 38
A. H. Kassal, horse hire.....	2 02
Consumers' Ice Co., ice bills.....	14 60
	18 20
	13 65
S. B. Stuart & Co., coal.....	93 60
A. M. Semple, oil.....	5 92
Stallman Bros., work at pump house.....	4 48
F. McKenna, wash bills.....	3 40
T. J. Neville, clerk, disbursements.....	8 70
A. H. McNeat & Co., bill 24-inch pipe.....	575 94
	<hr/>
	\$1,056 36

Fire Department—Fire Department Fund.

Monthly pay roll, engineers and firemen.....	\$2,321 83
S. M. Stewart, reps. apparatus.....	63 88
A. Barnum & Co.,	16 00
John Snow,	24 22
Stallman Bros.,	5 24
Geo. C. Maurer, baskets.....	6 00
J. Lovecraft & Son, horse bedding.....	16 00
C. Mognrage, carrots.....	17 25
S. B. Roby & Co., blankets.....	16 50
S. Golden, hay and straw.....	57 35
Doxtater & Redding, iron works.....	15 25
Wray & Elwood, keys, etc.....	1 34
H. Brewster & Co., matches.....	7 05
Rochester Gas Light Co., gas bills.....	24 20
	<hr/>
	\$2,592 27

Adopted by the following vote
 Ald. Tracy, Barron, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Weaver Kelly and Hart—12.
 By Ald Hebing :

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

GENTLEMEN : Your Committee on Water Works, to whom was referred the matter of negotiating for the purchase of certain property owned by the old Water Works Company, or more properly by the estate of the late Dr. J. C. Ayer, of Lowell, Mass., beg leave to report :

That after much correspondence by your committee with the trustees of the estate of the late Dr. Ayer your committee accepted an invitation from them to go to Lowell for consultation with them; that your committee, accompanied by members of the Executive Board and Chief Engineer Tubbs, proceeded to Lowell in September last and consulted with the trustees, but no conclusion was arrived at.

Subsequently two of the trustees, the Hon. Benjamin Dean of Boston and Jacob Rogers

of Lowell, Mass., visited Rochester and your committee accompanied the gentlemen to Hemlock Lake and explained what property was wanted by the city of Rochester, but no definite action was arrived at this time; but an early reply was promised, and on Friday last Mr. Jacob Rogers, one of the trustees, again visited Rochester, and on consultation with your committee Mr. Rogers reported as the ultimatum of the trustees was to sell the entire old Water Works Company property, including property at Hemlock Lake, reservoirs, pipes, conduit line, &c., for the sum of \$60,000, and that they would sell no part of it without selling the whole.

Your committee did not for a moment entertain the proposition to buy the entire property; much of it is useless and would be only a burden to the city and of no use whatever.

Your committee stated what part of the property was wanted by the city and for that part the city in all probability would be willing to pay about \$15,000.

Your committee are of the opinion that it would be for the interest of the city to own the artificial outlet of Hemlock Lake and what is known as the Hoppaugh mill property at Hemlock Lake village, and that if this property cannot be bought at a reasonable price proceeding should be commenced looking forward to the appointment of a commission and acquire the property under the law known as the railroad act.

HENRY HEBING,
 W. MANDEVILLE,
 D. G. WEAVER,
 Water Works Committee.

By Ald. Hebing—Resolved, That the consent of the Common Council of the city of Rochester, as required by law, is hereby given to the Executive Board of said city to proceed, under the provisions of act chapter 464 of the laws of 1877, to acquire such title or other rights in the lands and estate now or recently owned by the Rochester Water Works Company, situate at and near Hemlock Lake, as are deemed necessary for the proper use and management of the Rochester Water Works, the said proceedings to be taken under the direction of the Water Works Committee of the Common Council. Adopted.

By Ald. Fee—Resolved, That M. S. Peters and N. P. Stone have permission to erect wood buildings in accordance with their several petitions. Adopted.

By Ald Weaver—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF OCTOBER, 1880.

OVERSEER OF THE POOR OFFICE,
 ROCHESTER, Nov. 1st, 1880.

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

The undersigned, Overseer of the Poor of the city of Rochester, would respectfully report that during the month of October he has relieved 395 families in the following manner :

Orders on Poor Store.....	\$1,353 00
.. .. Coal Yard.....	208 92
.. .. transportation.....	11 72
.. .. Undertakers.....	103 50
.. .. Shoe acct.....	21 12

Total.....\$1,698 26
 Less amount charged to towns..... 51 50

Total to city.....\$1,646 76
 All of which is respectfully submitted.
 P. W. TAYLOR, Overseer of the Poor.
 Ordered received, filed and published.

By Ald. Felsing—
To the Hon. Common Council:

GENTLEMEN—Your Assessment Committee, to whom was referred sundry petitions for the remission of taxes, and the interest thereon. After a careful perusal of the several petitions report adversely on the following: Thomas Buckley, Mrs. Mary Burrows, B. F. Blackall, Geo. Bachman and the Rochester Fire Department, except the remission of so much of the interest as is provided for by resolution of this Board, adopted August 24th, and readopted November 4th, 1880. On the petition of Richard Patterson, your committee find, on conferring with the City Surveyor and the Assessors, that Mr. Patterson has no cause for any reduction of his assessment for Favor st. sewer, and report adversely. Adopted.

By Ald. Felsing—Your committee to whom was referred the petition of Clark Johnston asking for a remission of interest on his assessment for the improvement of East avenue, would report adversely to the prayer of said petition, but recommend a reduction of (50) fifty dollars from the amount of said assessment, that being the estimated cost of removing an embankment in front of his premises sufficient to straighten the street line, and present the following resolution for your consideration:

Resolved, That the Treasurer be and hereby is authorized to receive of Clark Johnston the amount of his assessment for East avenue improvement with annual interest at 7 per cent. less (50) fifty dollars, and charge said reduction to erroneous assessments. Adopted.

By Ald. Felsing—Resolved, That the Treasurer be and is hereby authorized to receive from Mrs. A. C. Huntington in settlement of tax assessed for North St. Paul street flag walk the amount unpaid, less \$72.74, with interest at 7 per cent. per annum and the balance charged to erroneous assessments. Adopted.

By Ald. Felsing—Resolved, That the City Treasurer be and he is hereby authorized to cancel a tax of \$11.40, assessed upon lot 13, ward 8, Greig tract, corner Champlain and Reynolds streets, in the name of estate of John Greig, sold to the city of Rochester Oct. 31st, 1867.

Also, a tax of \$2.10, assessed upon lot 2, ward 4, Water street, in the name of "heirs Pat'k Kearney," sold to the city of Rochester Oct. 31, 1867.

Also, a tax of \$2.55, assessed upon lot 2, ward 5, Galusha tract, Almira street, in the name of Heman Whipple, sold to the city of Rochester March 5, 1868.

Also, a tax of \$5.25, assessed upon lot 24, N pt, ward 3, Exchange street, in the name of Alexander Scott, sold to the city of Rochester March 2, 1871, and the same be charged to Erroneous Assessments. Adopted.

Ald. Barron, from the Charter Amendment Committee, sent up the following Penal Ordinances.

Ald. Chambers moved that they be received, filed and published. Adopted.

Penal Ordinances of the City of Rochester.

AN ORDINANCE RELATING TO NUISANCES.

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

SECTION 1. No person shall make, aid, countenance, or assist in making any noise, disturbance or improper

diversion in any of the streets, public squares, lanes or alleys, in the city of Rochester, nor shall any assemblage or crowd of persons collect in such streets, public squares, lanes or alleys, or on any of the bridges, to the annoyance or disturbance of any of the citizens or others, under a penalty of Ten Dollars for each offence.

No person shall sound any gong in the street, or in any alley, upon any sidewalk, or upon any piazza, balcony, steps or platform adjoining any sidewalk or street in the city of Rochester, under a penalty of Ten Dollars for each offence.

No tenant or occupant of any dwelling shall suffer or permit any gong to be sounded upon any street, alley or sidewalk, or upon any piazza, balcony, stoop, step or platform, adjoining any street or sidewalk in said city, under a penalty of Ten Dollars for each offence.

No person shall drive or ride, or cause or suffer to be rode or driven, any horse, mare, gelding or any other animal, in or through any public street, lane or alley of said city, except East avenue and Lake avenue (between the hours of 3 and 6 P. M. from the 15th day of December to the 15th day of March), at a speed exceeding six miles an hour, under a penalty of Ten Dollars for each offence.

No person or persons shall ride or drive, or cause to be rode or drive, any horse, mare, gelding or other animal, upon or over any of the bridges within said city, except East and West Main street bridge over the Genesee River, or over the crosswalk at any corner of a street, lane or alley, faster than a walk, under a penalty of Five Dollars for each offence.

No person shall leave any horse, mare, gelding, or other animal, standing in any public street or alley within said city, without being well secured, tied or fastened, under a penalty of Five dollars for each offence.

No person shall throw or deposit any straw, shavings, lime, ashes, refuse coal, scraps, slops, dirt or rubbish of any description, or the contents of any bed, into or upon any street, park, lane or alley in the said city, under a penalty of Two Dollars for each offence.

No person shall deposit, or cause to be deposited, any dead animal, fish, or putrid meat, entrails, shells of oysters or clams, decayed fruit or vegetables, or any other filthy or offensive substance, in or upon any public street, lane, park or alley, or on the surface of the ground in any lot, or in any canal, or any basin attached thereto, or in the Genesee river, except as hereinafter provided, or in any mill-race, or on any bank thereof in said city, or suffer or permit any stagnant or filthy water, or putrid or unwholesome meats, decayed fruits or vegetables, or other filthy or offensive substance, to remain on his or her lot, or in his or her house, or other building or cellar, or in or upon any boat in any canal, or in the Genesee river, within the limits of this city, under a penalty of Twenty-five Dollars for each offence, and the expense and charge which the said corporation shall incur in removing or abating such nuisance.

The Police Justice, or any Alderman, the Executive Board, or Superintendent of Streets, or any person authorized by them, or either of them, or any policeman, may at any time enter into or upon any house, cellar, boat, lot or other place, and remove or abate such nuisance in such manner as shall be judged best. And every person obstructing or hindering such removal or abatement shall forfeit and pay a penalty of Twenty-five Dollars for each offence.

No person shall fly a kite within the said city, under a penalty of Two Dollars for each offence.

No person shall, under a penalty of Twenty-five Dollars for each offence, sell, or keep, or expose for sale, any gunpowder, or India or China, or other fire-crackers, rockets, or other preparations from gunpowder, without license therefor from the Common Council, and the Mayor of said city, or any Alderman, or the Executive Board, or the Superintendent of Streets, is hereby authorized to enter upon the premises where the same are kept, and to seize or destroy or otherwise dispose of the same.

No person shall fire or set off any gunpowder, crackers, snuff or rocket, or fireworks, or fire any pistol, gun or cannon, or throw any fire ball, or make any bon-fire, or air or abet therein, in any part of the said city, under a penalty of Five Dollars for each offence. But this section may be suspended in any particular, and as to any person, in the discretion of the Mayor.

No person shall cast or throw any hide or skin, tanned or not tanned, out of any door or window of any building, above the first story, fronting on any street, or cause any such untanned hide to be suspended from or laid on any post or elsewhere, in any street of such city, under a penalty of Two Dollars for each offence.

No person shall bathe or swim in any canal, basin, mill-race or river, within the limits of said city, between the hours of six in the morning and eight in the evening, nor at any time between the upper dam and Clarissa street bridge, or in the Erie canal be-

tween Nelson street bridge and the House of Refuge lot, under a penalty of Two Dollars for each offense.

§ 12. No person shall keep a nine pin or bowling alley, or billiard table, within said city, without a license from the Common Council, under a penalty of Ten Dollars for each and every day the same shall be so kept.

§ 13. No person keeping an alley commonly called a nine-pin alley, bowling alley, or a billiard table, within the city, shall permit any game to be played thereon after ten o'clock in the evening, or before eight o'clock in the morning; nor shall any such person suffer or permit any minor or apprentice to play at said alley or table at any time whatever, under a penalty of Five Dollars for each offense.

§ 14. Any person who shall keep a disorderly house, or a gambling house, or a room or rooms within this city for either or both these purposes, shall, upon conviction therefor, pay a penalty of not less than Fifty Dollars.

Any person who shall have or keep a house, building or place in the city in which any e. o. table, keno table, Faro bank, shuffle board, basquette, playing cards, or any instrument, device or thing employed for gambling, shall, by or with the consent or permission of such person, his agents or servants, be kept or used, whereon or with which money shall in any manner be played for, shall be subject to a fine of not less than Fifty Dollars.

Any person who shall play for liquor, beer, cider, or other article, or permit the same to be played for, as above stated, shall be subject to a fine of not less than Five nor more than Fifty Dollars.

Any owner or keeper, or any person within such disorderly or gambling house, room or rooms, building or place, who shall refuse to permit the Mayor, any Alderman, the Police Justice, Chief of Police, or any policeman, to enter the same, or shall obstruct or resist the aforesaid officers (or persons summoned by them to assist) in entering such place, or in the destruction of any instruments or devices employed in gambling in such places, shall be subject to a fine of not less than Ten nor more than One Hundred Dollars.

§ 15. No person shall cut, injure, deface or tarnish any public building, bridge, street sign, or any property belonging to the corporation; nor any well, pump fence, tree, awning, useful or ornamental improvement, or public work in said city; nor break any window or window glass in any private or public building, or place of worship; nor air, abel, or assist therein, under a penalty of Ten Dollars for each offense.

§ 16. No boat bell shall be rung, nor shall any signal horn, trumpet or other instrument, be blown or played for a signal within said city, on Sunday, nor shall any bell connected with or used for any railroad depot, be rung within said city on Sunday, under a penalty of Five Dollars for each offense.

§ 17. No person shall post any bill or card, or advertisement, on any building or fence in said city, without leave from the owner or occupant, nor upon any public bridge, under a penalty of Five Dollars for each offense.

No person shall carry, or procure to be carried, any sign, bill, card or advertisement for the purpose of advertising any business, profession, trade, place of amusement, or occupation, through or upon any of the streets or sidewalks of said city, under a penalty of Five Dollars for each offense.

§ 18. No person shall solicit alms within said city without the written permission of the Mayor, nor after thirty days from the date of said permission, or the granting of the same; which written permission shall be presented and shown at the time of soliciting, under a penalty of Two Dollars for the first offense, and Five Dollars for every subsequent offense.

§ 19. No runner, stage driver or other person, shall solicit passengers, travelers, or other persons, in any of the public streets, railroad depots, or public places, or on any wharf, or on board of any boat or stage, within said city; for any railroad car, boat, stage or carriage, or for any public inn or tavern, under a penalty of Five Dollars for each offense.

§ 20. No owner or possessor of any swine, horses, sheep, goats, cows, or other cattle, shall suffer any such animal or animals to run or to be at large in any of the public streets, lanes, alleys, or parks within said city, under the penalty of One Dollar for each animal so running or being at large.

§ 21. No owner or possessor of any goose or geese, ducks, or other fowls, shall suffer any such fowl to run or to be at large in any of the public streets, lanes, alleys, or squares within said city, under a penalty of Twenty-five Cents for each fowl, &c., so running or being at large.

§ 22. No dog shall be permitted to go abroad in any of the streets, squares, lanes, alleys or public places in this city, without being led and securely confined by a chain or stum, or properly muzzled, under a penalty of Ten Dollars for each offense, to be recovered against the owner or possessor of such dog, or the per-

son who harbored such dog within two days previous to the time of such dog being found so going abroad.

§ 23. No person shall hinder or molest any person or persons who may be engaged in lawful selling, shooting or killing any dog going abroad as aforesaid, or in removing the carcass thereof, under the penalty of Ten Dollars.

§ 24. No person or company of persons shall exhibit or perform for gain or profit, any theatrical or circus representations or exhibitions, or any paintings, animals or machines, or other matters of artificial curiosity, or any puppet show, wire or rope dance, or any other idle show, acts or feats which common showmen, mountebanks or jugglers usually practice or perform, or any concert, musical entertainments, exhibition or dances, or series of lectures for private amusement or gain, without having obtained a license for the same from the Common Council of said city; and no owner or occupant of any house, out-house, yard or other place, shall furnish or allow the same to be used for the accommodation of such exhibition or performance, unless such license be obtained as aforesaid, under a penalty of Fifty Dollars for each offense.

Any Mayor or other officer for the time being exercising the duties of the office of Mayor, may, whenever an application cannot in the first instance be made to the Common Council, grant licenses for public shows and exhibitions, on the payment into the treasury of such sums as the Mayor or said officer shall direct; said license to be valid until the next ensuing meeting of the Common Council.

§ 25. Every resident owner of every inhabited lot in said city, and the occupant of every such lot, when the owner thereof is a non-resident, shall provide and keep upon such lot a convenient privy, with a vault at least four feet deep, under a penalty of five Dollars for every twenty-four hours any violation of this ordinance shall be continued.

§ 27. No person shall construct or cause to be constructed within the said city, any vault to be used for the purpose of a privy, without special permission from the Board of Health, Mayor, or Health Physician, who shall be the same, under a penalty of Fifty Dollars for each offense.

§ 28. All owners and keepers of hotels, taverns, boarding houses, factories, arcades, warehouses and establishments where more than ten persons are habitually gathered or employed, within the said city, shall cause to be constructed on their respective premises one or more strong wooden boxes, slides or drawers, of suitable dimensions, provided with a convenient handle at each end, and with movable lids, which may be fitted thereto perfectly tight; and shall cause such boxes to be placed under the seats of their respective privies, as a substitute for vaults now in use; and shall cause such boxes to be carried away and emptied by dressed scavengers, into places to be designated by the Mayor or Board of Health, and washed off perfectly clean, and again replaced, at least once in each week from the first day of May to the first day of October in each year, or oftener, as the Board of Health shall direct, under a penalty of Fifty Dollars for each offense.

§ 29. No tub, box or other receptacle, nor the contents thereof, shall be removed from any privy within the city, except between the hours of eleven at night and three in the morning, from the first day of May to the first day of October, under a penalty of Twenty-five Dollars for each offense; nor shall any person, under a like penalty, empty or deposit the contents of any such tub or receptacle out of any privy into any place within the limits of the city, or into any street, alley, canal or public square, or into the river, except at places designated therefor by the Mayor or Board of Health, under a penalty of Fifty Dollars for each offense.

§ 30. No person shall build or cause to be built, a privy on or near the bank of any canal, or on or near the bank of any basin or slip within said city, in such manner as that the same shall communicate with said canal, basin or slip; and all owners and occupants of privies already built in such manner, shall not use such privies except with boxes, slides or drawers, as described in the twenty-eighth section of this ordinance, under a penalty of Fifty Dollars for each offense.

Nothing herein contained shall apply in any manner to any privy the contents of which are carried into any sewer of ample dimensions, and washed out by a suitable supply of water.

§ 31. It shall be the duty of the City Superintendent, or such other person as may be specially authorized for that purpose by the board of Health (and such Superintendent or person so authorized shall have power) to enter into and upon, and examine any lot, yard, building, cellar, alley, basin, slip, drain, vault or privy, or any other place within the limits of the said city of Rochester; and if the same shall be found to be foul, incumbered with rubbish, damp, sunken or ill-constructed, or to contain any filth or other offensive substances or nuisance, to direct the removal of all such nuisance, filth or other offensive

substance, or the cleansing or repairing of any drain, vault or privy, upon any such lot of ground or premises, by the owner or agent of the owner, lessor, lessee, or occupant of the same, within twenty-four hours after directions from such Superintendent or other person. Any person who shall refuse or neglect to comply with such directions, after such notice as aforesaid, shall forfeit and pay a penalty of Twenty-five Dollars for each offence.

§ 32. No person shall place or post, or cause or permit to be placed or posted, in any street or on any bridge, in said city, any handbill or advertisement giving notice that any person has, or professes to have skill in the treatment or curing of any disorders, disease, or giving notice of the sale or exposure to sale of any nostrum or medicine, under the penalty of Ten Dollars for each offence.

§ 33. The Mayor may from time to time license such and so many persons as he shall deem proper, who shall be the scavengers of said city, whose licenses shall expire on the first day of July next after the same shall be granted.

Such scavengers shall execute a bond to the city of Rochester, in the penalty of two hundred and fifty dollars, conditioned for the faithful performance of their duty.

They shall, when called upon by any health officer, owner or occupant of any premises, as soon as practicable, take away any privy and empty in a proper place, the contents of any privy, vault, box or drawer, according to the provisions of this ordinance, and cleanse the same, under a penalty of Five Dollars for each offence.

No person shall exercise or offer to perform the duties of scavenger within the said city, who has not been duly licensed for that purpose, under a penalty of Five Dollars for each offence.

§ 35. Every execution issued upon a judgment recovered for a violation of any and all of the preceding sections of this ordinance, shall command the amount to be made of the property of the defendants, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for the period of not less than Ten nor more than Thirty days.

§ 35. Any person who shall be guilty of keeping or maintaining, or be an inmate of, or in any way connected with, or in any way contribute to the support of any disorderly house or house of ill-fame, or place for the practice of fornication, or knowingly own or be interested as proprietor or landlord of any such house shall, on conviction for the same, be liable to be fined in any sum not exceeding One Hundred Dollars, and in default of payment of the penalty imposed, shall be imprisoned in the Monroe county penitentiary, or county jail, for any period not exceeding One Hundred and Thirty Days.

§ 36. Any female who shall be convicted of being an inmate of any house of ill-fame, or place for the practice of fornication, or shall be found loitering or strolling about the streets of the city, by day or night, without any regular lawful business, or who shall be convicted of being a prostitute, shall be subject to a penalty in a sum of money not less than Ten nor more than Fifty Dollars, and in default of payment or recovery of such penalty imposed, shall be subject to imprisonment in the Monroe county penitentiary for a term not exceeding Three Months.

§ 37. The Mayor, Police Justice, Chief of Police, any alderman or policeman or persons summoned by them or by any of them, to aid them, may enter into any disorderly house, house of ill-fame, house of prostitution or assignation, or gambling house or room, and arrest, with our without a warrant, any suspicious persons found therein, and destroy any instruments or devices employed in gaming in such places; and if admission be refused, may enter by force, by breaking the doors or otherwise.

§ 38. Any person who shall, within the city, appear in a state of nudity or in a dress not becoming to his or her sex, or in an indecent or lewd dress, or make an indecent exposure of his or her person, or shall sell, or offer to sell, any indecent or lewd book, picture or other thing, or shall exhibit or perform any indecent or immoral play, or other representation, shall be subject to a fine of not less than Fifteen Dollars, and in default of the payment of the penalty or fine imposed, shall be subject to such term of imprisonment in the Monroe county penitentiary, not exceeding Three Months, as the magistrate shall deem proper.

§ 39. Any person who shall be drunk, or shall be in a state of intoxication, in any highway, street, alley or public place in the city, or in any private house or place, to the annoyance of any person or citizens, shall be liable to a fine not exceeding Ten Dollars, and in default of the penalty or fine imposed, shall be subject to imprisonment in the penitentiary not less than Ten Days nor more than Three Months.

§ 40. No person or persons, without the permission of the owner, shall molest, drive away, or take from any of the public streets of the city of Rochester, any horse, mare or gelding belonging to any other person;

and any person or persons who shall so molest, drive away, take away or use any horse, mare or gelding, shall, upon conviction, be sentenced to the Monroe county jail for a period of not less than Ten nor more than Sixty Days.

§ 41. No person shall carry on, within the city of Rochester, any business or manufactory of such a character, or such a manner, as shall produce or cause such a dense smoke, or such loud and disturbing noises as to be a nuisance; nor shall any person in the process of any manufactory or business, or in any manner cause to be set afloat in the air, or scattered and deposited upon any houses or lands within the city, cinders or soot so as to be a nuisance; and no person 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. Every person who shall violate or offend against any provision of this section, shall forfeit and pay a penalty of Fifty Dollars, and the further penalty of Fifty Dollars for every day that such offence shall be continued after notice from any city officer to discontinue the same, or five or more than Ten Dollars or more than One Hundred Dollars, or both. But every manufactory or business already established and now actually in operation, or carried on, shall be excepted from the operations of this act.

§ 42. Every execution issued upon a judgment recovered for a violation of this ordinance, or any provision thereof, except as herein otherwise provided, 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 exceeding Twenty Days.

§ 43. This ordinance shall take effect immediately.

ORDINANCE RELATING TO A TALLOW CHANDLER'S SHOP AND SOAP FACTORY ON MILL STREET.

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

SECTION 1. That the tallow chandler's shop and soap factory of Samuel Moulton, situated on the east side of Mill street, between Market street and Exchange place, in the city of Rochester, being a nuisance, and its removal being necessary for the health, comfort and convenience of the inhabitants of said city, and the use of the said premises for a tallow chandler's shop and soap factory, or either of said purposes, having been declared by the board of health of said city to be a nuisance and injurious to the health of said city, the same shall be removed, and it shall be unlawful for the said Samuel Moulton or any other person to use said premises hereafter for the purpose of a tallow chandler's shop or soap factory, under a penalty of Fifty Dollars for each and every day that it shall be so used.

§ 2. Any judgment obtained under and by virtue of this ordinance shall be collected by execution directed to be made out of the property of the defendant, if any can be found, or if none, then the defendant to be committed for Thirty Days in the Monroe county penitentiary.

AN ORDINANCE RELATING TO CARTMEN AND PORTERS.

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

SECTION 1. The Mayor may, from time to time, license such and so many cartmen, public porters and drivers of baggage wagons, or other vehicles for the carrying or transportation of merchandise, or other property for hire, within the said city, as he shall deem proper, upon the payment to the Treasurer of said city the sum of eight dollars for each license; provided that if the same person has once paid the full sum of eight dollars for a license as such cartman, his license may be renewed from year to year on payment of the sum of one dollar, and such public porter paying the sum of two dollars. Such license shall not extend beyond the first day of July next after the same shall be granted. And there shall not be granted to any individual more than one cartman's license, nor shall a cartman's license be granted to any person except to those who usually drive their own carts, and any person who shall use, by agency or otherwise, more than one cart, by the authority of one license, shall forfeit and pay a penalty of Five Dollars for each offence.

§ 2. No person shall be licensed by the Mayor as a cartman or driver of baggage wagon, unless he be either a native born citizen, or a naturalized citizen, or shall have taken the preliminary measures prescribed by law to become a naturalized citizen; nor unless he has resided in the city of Rochester six months, nor unless he be twenty-one years of age, and shall own, keep and use a good horse, wagon or cart and harness.

§ 3. Before granting such license to any person, such applicant shall be required to give a bond in the penal

sum of two hundred and fifty dollars to the city of Rochester, with one or more sureties, to be approved by the Mayor, conditioned for the faithful discharge of his duty, and for the payment of all damages to which he shall become liable to any person.

§ 4. The Mayor, before granting such license to any person shall be satisfied by the affidavit of the applicant that he has the requisite qualifications, which affidavit shall be filed with the City Clerk.

§ 5. No person shall use or cause to be used, any cart, or other vehicle, for the carriage of goods or merchandise, or other property, as a public or common cart or vehicle, or act as a driver in said city, without having obtained a license therefor, as hereinbefore provided, under a penalty of Five Dollars for each offence.

§ 6. No cart or other vehicle shall be used as a common or public cart or vehicle, as aforesaid, without having painted thereon, in a conspicuous place, in plain and durable letters, the name of the owner of such cart or vehicle, and the number designated in the license, which shall be given for using the same, under a penalty of Five Dollars for each offence.

§ 7. Such common or public carts or vehicle, with the consent of the owners or lessees, and not otherwise, of property adjacent, shall be permitted to wait for employment in any public street in said city except thirty feet from the north side of West Main street each way from the corner of State street; except also thirty feet on the south side of West Main street each way from the corner of Exchange street; except also thirty feet on each side of State street from the corner of West Main street; except also thirty feet on each side of Exchange street from the corner of West Main street; except also on South and North St. Paul streets, and except also thirty feet on each side of Main street each way from the corner of St. Paul street; except also on each side of East Main street from Water street to Minerva alley, and no such cart or vehicle shall be allowed to stand within forty feet of any other cart or twenty feet from any cross-walk or cross-walks of a street, so as in any manner to obstruct the entrance to any street or alley, or so as in any manner to obstruct the access to any tavern by horses, stages, or other carriages. Each cart or vehicle shall stand with its rear end or side thereof to the sidewalk as near as the same can be placed to such sidewalk. Any person violating the provisions of this section, or either of them, shall forfeit and pay a penalty of Five Dollars for each offence.

§ 8. No driver of any such cart or vehicle, while waiting for employment in any place in said city shall snap or flourish his whip, or congregate with others, or scuffle or play upon the sidewalk; nor stand nor sit in the doorway or upon the platform of any building, or in any manner, or at any time obstruct the free ingress to, or egress from any store, shop or office, under a penalty of Five Dollars for each offence.

§ 9. Whenever any merchant or other person shall desire to load or unload any goods or other property in front of any store or other building, and any cartman shall be standing with his cart or other vehicle at the time in front of any such store or building, such cartman shall, at the request of such merchant, or other person, immediately remove his cart or vehicle from such place, so as to give free access to such store or other building, for the purpose aforesaid, under a penalty of Five Dollars for each offence.

§ 10. Cartmen shall be allowed fees for their services at and after the following rates, viz:

For carrying any article to any place within the following described territory, bounded as follows:

Commencing on West Main street at the intersection of Madison street, thence northerly on Madison street to East Maple street, including one tier of lots on the west side of Madison street; thence across Brown street till it intersects a line running south from Grape street; thence northerly along the centre of Grape street to Magna street; thence northerly in a straight line to Lyell street; thence easterly on Lyell st. to Schuyler street; thence northerly on Schuyler street, including one tier of lots on the west side of Schuyler street to Ambrose; thence easterly on Ambrose street to the west bank of the Genesee river; thence southerly along the west bank of the Genesee river to a point in range with the south line of the "Gornam Tract;" thence east across the Genesee river and along said south line to North St. Paul street; thence across St. Paul street to Ward street; thence easterly on Ward street to North Clinton street, including one tier of lots on the north side of Ward street; thence southerly along the centre of Clinton street, including one tier of lots on the east side of Clinton street; thence easterly along Atwater street to North street, including one tier of lots on the north side of Atwater street; thence easterly to Tappan street; thence easterly along Tappan street to Scio street; thence southerly along Scio st. to University avenue; thence easterly on University av. to Union street; thence southerly along Union street to Court street; thence westerly along Court street to Manhattan street; thence southerly along Manhattan street to Monroe avenue; thence

westerly along Howell street to South St. Paul street; thence southerly on South St. Paul street to Mt. Hope avenue, including one tier of lots on the east side of said St. Paul street; thence southerly along Mt. Hope avenue to Clarissa street, including one tier of lots on the east side of Mt. Hope avenue; thence westerly along Clarissa street to the east bank of the Genesee Valley canal; thence northerly along the east bank of the canal to Adams street; thence westerly along Adams street to Reynolds street, including one tier of lots on the south side of Adams street; thence northerly along Reynolds street, including one tier of lots on the west side of Reynolds, to the place of beginning, shall be denominated first rate; without said described territory aforesaid, and not over one and a half miles; and within the limits of the city, second rate; over one and a half miles, and within the limits of the city, third rate.

For carrying every load of household furniture: Loading and housing the same, first rate...	\$0	31 1/2
.. second rate...	..	37 1/2
.. third rate...	..	44
For every load of board and lumber, first rate...	..	25
.. second rate...	..	30
.. third rate...	..	40
For every hoghead of molasses or cask of over 90 gallons, first rate...	..	50
.. second rate...	..	56 1/2
.. third rate...	..	62 1/2
For every pipe or hoghead of liquor under 90 gallons, first rate...	..	25
.. second rate...	..	31 1/2
.. third rate...	..	37 1/2
If the same contain 90 gallons or more, first rate...	..	37 1/2
.. second rate...	..	44
.. third rate...	..	50
For every cask of sugar of 10 cwt. or more, first rate...	..	25
.. second rate...	..	31 1/2
.. third rate...	..	37 1/2
For every load of loose stones, earthen ware or hollow ware, first rate...	..	25
.. second rate...	..	30
.. third rate...	..	40
For every load of gunpowder, first rate...	..	37 1/2
.. second rate...	..	44
.. third rate...	..	50

All other goods and things shall be deemed and taken as promiscuous loading, and shall be carried at the following rates, viz:

First rate.....	\$0	25
Second rate.....	..	37 1/2

Provided, that if the duty of every cartman at the time of loading or unloading for more than fifteen minutes, he shall be entitled to the sum of thirty-six cents for each additional hour, and after that rate for any shorter detention; and provided any load shall be of greater weight than one thousand pounds, a cartman shall be entitled to receive greater proportional fees after the same rate.

If any cartman or driver, or owner of any cart or other vehicle, shall demand or receive any other or greater compensation for the service herein specified than is herein provided, the owner of such cart or vehicle shall forfeit and pay a penalty of Five Dollars for each offence.

The following fees shall be allowed to the driver of a baggage wagon:

For carrying any trunk or box, or any single article of baggage or goods from any place in the said city, thirty-five cents.

For any additional trunk or box, or any other single article of baggage or goods, twenty cents. If any such driver shall demand or receive any greater compensation for the services herein specified, than is herein provided, he shall forfeit and pay a penalty of Five Dollars for each offence.

§ 11. If shall be the duty of every cartman, when applied to by any person whatever, while standing waiting for employment, and upon being paid or tendered the compensation allowed him in this ordinance for the service required, to go to any part of the city, and to carry and transport any load, if not more than one thousand pounds weight, which such person shall require to be carried and transported by such cartman, under a penalty of Five Dollars for refusal.

§ 12. It shall be the duty of any cartman, and the driver of every cart or other vehicle in the case of an alarm of fire, and when thereto required by the Mayor, or any Alderman, or any Fire Marshal, or by the Chief Engineer, or any Assistant Engineer, of the fire department, or by any foreman or assistant foreman, or secretary of any fire, or hook and ladder, or hose company, or by any two firemen, or hook and ladder, or hose men, to draw any engine or tender, or hook and ladder, or hose carriage, from any place in said city to such fire, or when required by the Mayor or any Alderman, or Chief or Assistant Engineer, from such fire to any other place in said city, or to the place where such engine or tender, hook and ladder, or hose carriage is usually kept. And such cartman or

the owner of any cart or other vehicle, employed in such service, shall be allowed for drawing such engine or tender, hook and ladder, or hose carriage, to any fire, or to any other place where the same is usually kept, within the limits of the lamp and watch districts, forty cents, and without those limits, sixty cents; which shall be audited by the Common Council, and paid out of the city treasury. If any cartman, or the driver of any cart or vehicle shall violate the provisions of this section, or either of them, such cartman or driver of such cart or vehicle shall forfeit and pay a penalty of Five Dollars for each offence.

§ 13. No person shall exercise the employment of a common porter, or porter of any public house, without having obtained a license therefor, as hereinbefore provided. Every porter licensed as above, shall wear in some conspicuous place, on his hat or cap, painted or printed in a plain legible manner, his name, the name of the public house for which he acts as porter, and the number of his license. Any person who shall violate the provisions of this section shall forfeit and pay a penalty of Five Dollars for each offence.

§ 14. The following fees shall be allowed to public porters for services in this section specified. For carrying any trunk or box, or any single article of baggage or goods from any place in said city, twenty-five cents. For any additional trunk or box, or any other single article of baggage or goods, ten cents. If any porter shall demand or receive any greater compensation for the services herein specified, he shall forfeit and pay a penalty of Five Dollars for each offence.

§ 15. The Mayor, before granting any license to any cartman, or public porter, by virtue of this ordinance, shall require that such cartman or public porter pay into the city treasury the sum as provided for in section first of this ordinance.

§ 16. Any license hereafter granted under this ordinance may at any time be revoked by the Mayor, such revocation to be reduced to writing and filed with the City Clerk, and reported to the Common Council at its next meeting. After such revocation said license shall be of no further force and effect.

§ 17. Every cartman shall keep, and immediately produce when called for, a certified copy of section ten of this ordinance, under a penalty of Two Dollars for each offence.

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

§ 19. This ordinance shall take effect immediately.

AN ORDINANCE RELATING TO HACKNEY COACHES AND CARRIAGES.

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

SECTION 1. The Mayor of the city of Rochester, or other officer exercising the duties of Mayor, for the time being, may from time to time issue licenses to any person or persons to keep hackney coaches, cabs and carriages, for hire in the said city.

§ 2. No person shall be licensed as aforesaid, who has not been a resident of the city for twelve months last preceding the date of such license, and is not of the age of twenty-one years and upwards.

§ 3. All licenses to the owners of hackney coaches, cabs and carriages, shall expire on the first day of July next after the date thereof.

§ 4. Every person who may be licensed as aforesaid, shall pay to the City Treasurer, for the use of the city, for each hackney coach, cab or carriage, which such person shall keep for hire, the sum of Five Dollars.

§ 5. No person shall keep or drive any hackney coach or carriage for hire in the city of Rochester, without first being licensed as aforesaid, under a penalty of Ten Dollars for each offence.

§ 6. Hackney coaches, cabs or carriages, waiting for employment, shall at all times stand, Sundays excepted, on the south side of West Main street, from Irving place to Fitzhugh street, with the horses' heads turned towards the east, and on the west side of Irving place from West Main street to the northeast corner of the Court House; and on the east side of Fitzhugh street from West Main street to the north-west corner of the new City Hall, but not so as to obstruct or prevent access to the waiting street, nor to clean or wash any vehicle on said stands, with the horses' heads turned towards the north; and on Front street from Mumford street to the New York Central depot, with the horses' heads turned toward the south; on the east side of Exchange street opposite the Genesee Valley depot; and on Maple street north of the New York Central Railroad tracks and opposite the State Line passenger depot, with the horses' heads turned towards the east; or at such other place or places as the Mayor, under the direction of the Common Council, may designate, and not elsewhere, un-

der the penalty of Five Dollars for each offence, to be sued for and recovered from the owner or driver thereof, severally and respectively.

The omnibuses of the different hotels in said city shall be allowed to stand next to the New York Central & Hudson River R. R. depot on the west side of Front street.

No hackney coach, cab or carriage, while upon, at or near said stand, shall stand abreast or along side of any other coach, cab or carriage, under a penalty of Five Dollars for each offence, to be sued for and recovered from the owner and driver thereof, severally and respectively. And no such hackney coach, cab or carriage, or other vehicle, for the carriage of passengers, or cart, shall at any time stand upon the ground between the railroad tracks of the New York Central & Hudson River Railroad, in the city of Rochester, under the penalty of Ten Dollars for each offence.

§ 7. The driver of every hackney coach, cab or carriage, whilst the same is on the stand, shall be seated on the box of his coach or carriage, or shall stand at his horses' heads, and shall keep his coach, cab or carriage, as aforesaid, as may be required, under a penalty of Three Dollars for each offence, to be sued for and recovered from such driver, or the owner of the hackney coach, cab or carriage which he may drive, severally and respectively.

§ 8. The fares or rates of fare to be taken or paid to the owner or driver of any hackney coaches, cabs or carriages, shall be as follows, to wit:

1st. For conveying a passenger within the limits herein described as territory No. 1; and which is designated on the map as territory included within the red lines thereon, fifty cents.

2d. For conveying passengers from any point within the blue lines or territory herein described as No. 2, to any point outside of the limits of territory No. 1; and within the limits herein described as territory No. 2, and which is designated on the map as territory included within the blue lines, and between the red and blue thereon, seventy-five cents.

3d. For conveying a passenger from any point within the limits of the city to any point outside the limits of territory No. 2, and within the limits herein described as territory No. 3, and which is designated on the map as territory included within the city lines, and between the blue and city lines thereon, one dollar.

4th. For each additional passenger, twenty-five cents.

5th. Half fare shall be allowed for returning to place of starting, provided there is a detention of not longer than fifteen minutes; when over that, full fare.

6th. For conveying a pleasure party to Mt. Hope and return, three dollars—one hour being allowed at the grounds.

7th. For the use of a hackney coach, cab or carriage by the hour, to the extent of the capacity of the vehicle, one dollar and fifty cents, and the same proportion for fractional parts of an hour.

8th. For attending a funeral with passengers, including charges for necessary detention and returning with passengers from house, three dollars.

9th. For children between eight and twelve years of age, half price only to be charged, and for children under eight years of age, no charge is to be made.

10. A sum exceeding ten dollars shall not be demanded for the use of any hackney coach, cab or carriage in carrying persons to and from the polls on election day.

11th. In case of a dispute or disagreement between the driver of any hackney coach, cab or carriage, and the hirer or occupant thereof, when demanded, said driver shall drive to the nearest policeman, who shall decide the matter, and no charge shall be made for the extra drive or ride.

Territory No. 1, for which fifty cents is to be charged:

Beginning on Union street at its intersection with University avenue; thence westerly along University avenue to Scole street; thence northerly along Scole street to Tappan street; thence westerly along Tappan street to North avenue; thence along North avenue to Hudson street; thence northerly along Hudson street to Harrison street; thence westerly along Harrison street to Chatham street; thence along Chatham street to Hamburg street; thence westerly along Hamburg street to Scole street; thence westerly in a direct line to the corner of Clinton and Ward streets; thence westerly along Ward street to St. Paul street; thence northerly along St. Paul street to Gorham street; thence in a direct line to the intersection of the west bank of the Genesee river with Vincent park; thence westerly along Vincent park to Lake avenue; thence westerly along Smith street to Grape street; thence southerly along Grape street to Wilder street; thence southerly along Wilder street to Brown street; thence westerly along Brown street to Maple street; thence easterly along Maple street to Madison street; thence southerly along Madison street and Reynolds

street to Hunter street; thence easterly along Hunter street to Caledonia avenue; thence southerly along Caledonia avenue to Glasgow street; thence easterly along Glasgow street to the Genesee river; thence easterly in a direct line to the corner of Mt. Hope avenue and Alexander street; thence easterly along Alexander street to Pearl street; thence northerly along Pearl street to Union street; thence northerly along Union street to the place of beginning.

Territory No. 2, for which seventy-five cents is to be charged.

Beginning at East avenue at its intersection with Meigs street; thence westerly along East avenue to Prince street; thence northerly along Prince street to Mam street; thence in a direct line to the corner of Ontario and Union streets; thence westerly along Ontario street to S. 3 to street; thence northerly along S. 3 to street to Lewis street; thence westerly along Lewis street to Finney street; thence northerly along Finney street to Tyler street; thence westerly along Tyler street to North avenue; thence northerly along North avenue and North street to Woodbury street; thence westerly along Woodbury street to Hudson street; thence northerly along Hudson street to Hudson park; thence westerly along Hudson park and Baden street to St. Joseph street; thence northerly along St. Joseph street to Catharine street; thence westerly along Catharine street to Clinton street; thence northerly along Clinton street to Lowell street; thence westerly along Lowell street to St. Paul street; thence in a direct line to the corner of Ambrose and Cliff streets; thence westerly along Ambrose street to Lake avenue; thence westerly along Jones avenue to the Erie canal; thence southerly along the Erie canal to Lyell street; thence westerly along Lyell street to Orchard street; thence southerly along Orchard street, and continuation of the same to Brown street; thence westerly along Brown street to West avenue; thence southerly along Genesee street to Hunter street; thence easterly along Hunter street to the west line of the "Greig tract"; thence southerly along the west line of said tract to Chumplain street; thence easterly along Chumplain street to Francis street; thence southerly along Francis street to Bartlett street; thence easterly along Bartlett street to Plymouth avenue; thence northerly along Plymouth avenue to Clarissa street; thence easterly along Clarissa street to Mt. Hope avenue; thence northerly along Mt. Hope avenue to Gregory street; thence easterly along Gregory street and Grand street to Cayuga street; thence easterly along Cayuga street to Nelson street; thence northerly along Nelson street to Monroe avenue; thence easterly along Monroe avenue to Meigs street; thence northerly along Meigs street to the place of beginning.

Territory No. 3, for which one dollar is to be charged: All the territory outside of the boundaries mentioned and described in territory No. 2, and between that and the city limits:

§ 9. No owner or driver of any hackney coach, cab or carriage, in the city of Rochester, shall ask, demand, or receive for any person or thing more than he is entitled to receive as aforesaid, under the penalty of Ten Dollars for every such offence, to be sued for and recovered from the owner or owners, or the driver of any such coaches, cabs or carriages, severally and respectively. And no such owner or driver shall demand, or receive from any such person or passenger, any extra compensation, or any sum whatever, for carrying and transporting with such person or passenger, in or upon such hackney coach, cab or carriage, any ordinary luggage belonging to any such person or passenger, or to from any of the points, or distances above named.

§ 10. The number of the license of every hackney coach, cab or carriage shall be painted in legible characters on the outside thereof, or on the lamps, and a printed copy of the map describing the territory, and of the different rates of fare to be charged, together with section eight of this ordinance, shall be framed and hung up in some conspicuous place in the inside of such coach, cab or carriage, under a penalty of Ten Dollars for each offence, to be sued for and recovered from the owner or driver of such hackney coach, cab or carriage, severally and respectively.

Every driver of a hackney coach, cab or carriage, licensed as hereinbefore provided, shall, on each and every occasion, when his carriage shall be hired, display to the driver thereof a card, with the name of the owner, the driver and the number of the hack thereon, under a penalty of Five Dollars for each offence, to be sued for and recovered, in the manner herein provided.

Each driver of a hackney coach, cab or carriage, licensed as hereinbefore provided, shall wear in some conspicuous place on his hat or cap, painted or printed in a plain, legible manner, the word "Hackman," the letters to be not less than one-half inch in length, and the number of his hack, cab or carriage, in figures on each side, not less than one inch, under a penalty of Five Dollars for each offence, to be sued for and recovered in the manner herein provided.

§ 11. If the owner or owners of any hackney coach, cab or carriage, who may have received a license, shall sell or dispose of such coach, cab or carriage, or any part thereof, before the expiration of such license, such license shall thereupon terminate and the owners thereof shall immediately report such sale to the Mayor, and any person who shall neglect or fail to report such sale to the Mayor, within the time aforesaid, shall forfeit and pay Five Dollars for each offence, to be sued and recovered of them severally and respectively.

§ 12. No owner or driver of any hackney coach, cab, or carriage, while on the stand heretofore designated, or waiting for employment at any place other than the house or stable of the owner thereof, between the hours of sunrise and ten o'clock in the evening, shall refuse and neglect to convey any person or persons to any place or places within the limits of the city, upon being applied to for that purpose, and upon being tendered the fare for the same, under a penalty of Five Dollars for every such refusal or neglect, to be sued for and recovered of the owner or driver of any such hackney coach, cab or carriage, severally and respectively.

§ 13. Any license hereafter granted under this ordinance may at any time be revoked by the Mayor, such revocation to be reduced to writing, and filed with the City Clerk, and reported to the common council at its next meeting. After such revocation, said license shall be of no further force and effect.

§ 14. It shall be the duty of the Chief of Police, as often as once every month, to visit the public stand in all places where hackney coaches, cabs and carriages are permitted to stand, and see that all the provisions of this ordinance are in every respect complied with.

§ 15. Every execution issued upon a judgment recovered for a violation of any of the provisions of this ordinance shall command the amount to be made of the property, if any can be found, and if not, then to commit the defendant to Monroe county penitentiary for a period of Fifteen Days.

§ 16. This ordinance shall take effect immediately.

AN ORDINANCE RELATING TO RAILROADS.

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

SECTION 1. No railroad company or any other person shall direct, cause or suffer any engine, railroad car, train of cars, to be driven, drawn or propelled upon any railway in said city, west of North street, and east of Brown street, on the railroad leading to Batavia, and east of Jay street, on the road leading to Niagara Falls, at any greater speed than eight miles per hour, under a penalty of One Hundred and Fifty Dollars for each offence.

§ 2. No whistle connected with any railway engine shall be sounded or used within the city limits, except as a signal to apply the brakes in cases of immediate or impending danger, under a penalty of One Hundred and Fifty Dollars for each offence.

§ 3. No railroad company or any other person in its employ shall use or occupy any portion of any street, lane, alley or square within said city, for the purpose of making up a train of cars, or switching on or off switching on any car or cars, or shall in any manner obstruct any street, square or alley, under a penalty of One Hundred and Fifty Dollars for each offence.

§ 4. No railway company, or any person in its employ, shall use any portion of any street, lane, alley or square for the purpose, or during the process of loading or unloading any car, under a penalty of One Hundred and Fifty Dollars for each offence.

§ 5. No railway company, or any person in its employ, shall leave or station any car for the transportation of horses, cattle or other animals, within the limits of said city, or direct, cause or suffer the same to be used, under a penalty of One Hundred and Fifty Dollars.

§ 6. Every ordinance of this board in conflict with this ordinance, is hereby repealed.

§ 7. No person, unless an employee or a passenger, on any car of the city railroad company, while passing through the city limits, shall get on or off such car while in motion, under a penalty of Five Dollars for each offence.

§ 8. Every execution issued upon a judgment recovered for a violation of the preceding sections, 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 of Ten Days.

§ 9. This ordinance shall take effect immediately.

AN ORDINANCE RELATING TO MARKETS.

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

SECTION 1. No person, except such as may from time to time be licensed by the common council to sell meat, as well as any fresh or salted, or pickled, or other wild game, pork in the hog, poultry, and offals of

hogs, consisting of fat, ears, snouts and spare ribs, sold by persons being packers of pork, excepted) under a penalty for each offence.

§ 2. No person, except as hereinafter provided, shall, by himself, his agent or servant, sell or expose for sale in the city, any lamb, mutton, veal, beef or other meats, (venison, pork in the hog, wild game, poultry, dried, smoked and other cured meats excepted), at any other place than at the place designated in this ordinance, and any person who shall violate the prohibitions in this section shall forfeit and pay a penalty of Ten Dollars for each offence.

Nothing, however, contained in either of the two preceding sections shall prevent the sale within the city of fresh and wholesome meats by the quarter, by farmers who have raised or fattened the same upon their own farms.

§ 3. Every license granted under this ordinance shall expire on the first day of July next after the license shall be granted.

§ 4. No person shall sell or expose for sale at retail in the city of Rochester any unwholesome, stale, emaciated, blown, stuffed, tainted, putrid or diseased meat, poultry, fish or provisions, nor any poultry nor any fish, not perfectly dressed, except it be alive, nor any live, or slaughtered calf or calves, nor the veal or flesh of any calf or calves, unless such calf or calves, if alive, shall be at least four weeks old, or if slaughtered, shall have been at least four weeks old before having been so slaughtered, under the penalty of Fifty Dollars for each offense; and the meat, poultry, veal, fish and all provisions so exposed for sale, and herein prohibited, may by any policeman be seized and destroyed; and it shall be the duty of every policeman so to seize and destroy the same, and to report the name of any person violating the provisions of this section for prosecution.

No person shall sell or deliver within the city of Rochester any adulterated or watered milk, under a penalty of Ten Dollars for each offense. And no person shall bring into said city, for sale or delivery therein, milk in filthy or unwholesome cans or other vessels, under a penalty of Ten Dollars for each offense.

§ 5. All meats sold by weight shall be weighed by weights sealed by the city sealer, within the preceding three months, under the penalty of Five Dollars for each offense.

§ 6. Every person licensed to sell meat shall keep inside of his locker, and the table of his stall or stand, and the place where his meats may lie, clean and free from filth and dirt, and shall also keep clean the floors of his market house, under the penalty of Five Dollars for each offense; and any policeman shall have access at all times to any market house, under the penalty of Five Dollars to be paid by any person who shall refuse such access.

§ 7. No person shall, for a longer space of time than ten minutes, expose or suffer, or cause to be exposed, or remain in any street or upon any sidewalk, road or alley, or in front of any market in the city of Rochester, any lamb, sheep, calf, or any other animal; nor shall any person bring to market or expose for sale any lamb, sheep, calf or poultry, except in a box, rack or guard, so as such animal may stand erect; nor shall any person drive in any street, lane or alley, any ox, cow or other animal having their feet tied or shackled, or tied head and foot, under a penalty of Three Dollars for the first offense, and the further sum of Five Dollars for every subsequent offense.

§ 8. No person shall build, make or use, or cause or permit to be built, made or used, any slaughter house within said city, without permission from the common council, under a penalty of Fifty Dollars for each offense.

§ 9. A copy of this ordinance (to be furnished by the City Clerk) shall be fastened up in a conspicuous place in each licensed market in the city; and any person who shall intentionally deface, destroy or remove the same, shall forfeit and pay a penalty of Ten Dollars.

§ 10. The chairman of the market committee shall, at the first meeting of the common council in January, April, July and October, render to the common council a report of the number of outstanding leases and licenses for the sale of meat, the persons to whom granted, or then holding the same, the amount of rent raised therein, and due thereon, the amount reserved during the previous quarter.

§ 11. The stands for the sale of hay, fodder, straw and wood, shall be designated and appointed by the Executive Board. No person shall stand or wait with any wagon, sled or other vehicle loaded with hay, straw or wood, at any place in said city, than the stands so designated, under a penalty of Five Dollars for each offense.

The Street Superintendent shall have the regulation and control of such stands, and all persons having charge of teams thereon, shall place the same in such position as he shall direct, under a penalty of Three Dollars for each offense.

§ 12. Every execution issued upon a judgment recovered for a violation of any of the provisions of this ordinance, shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to Monroe County penitentiary, for a period of not less than Five nor more than Thirty days.

§ 13. This ordinance shall take effect immediately.

AN ORDINANCE RELATING TO THE ERECTION AND REMOVAL OF BUILDINGS.

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

SECTION 1. No building shall hereafter be erected, nor shall any addition be made to any building already erected within the limits of the city of Rochester as defined in the charter of said city, passed February 19th, 1880, without the permission of the common council, unless the outside walls thereof shall be constructed of brick or stone, or some metallic or incombustible material, except such portions thereof as are usually constructed of wood in brick and stone buildings, nor shall any building constructed of wood, in whole or in part, be removed, within said limits, without the permission of the common council as hereinafter provided.

§ 2. No building to be erected within the limits described in the preceding section, shall be built with cornices of wood, and no wooden cornice shall be attached to any building heretofore erected, unless by special permission of the common council.

§ 3. Every building or part of a building made, constructed or placed, within the limits or territory described in first section of this ordinance, shall be built of iron, or stone, or brick, and when such building or part of a building is built of stone, or brick, and is more than one and a half stories in height, the outer walls of all but the upper story shall be at least twelve inches in thickness; and when more than three stories in height, the outer walls of the first story shall be at least sixteen inches in thickness; and the remaining outer walls of all but the upper story shall be at least twelve inches in thickness; and every building between the ground and the first story thereof which is to be divided into two or more stories, or tenements, or dwellings fronting on a street or alley, shall so be divided by stone or brick partition walls, running from the front of such building to the rear, at least one foot in thickness, an extending from the bottom of the cellar or basement upward to and through the roof of such building, and at least two feet above said roof. And but the top of any joist, rafter, or truss, or upon any wall or partition, shall be at least four inches apart in each direction; and any space or spaces intervening between the ends of such joists shall be filled with brick and mortar, and the wall of all chimneys in any building shall be at least four inches in thickness, and the sides of such chimneys upon the inside thereof shall be plastered. And if any person erecting or part or portion of any building, not made and constructed according to the provisions of the aforesaid section, shall be erected or placed within the prescribed fire limits in section one, the owner or owners, builder or builders thereof, person or persons directing the same, shall severally forfeit the penalty of One Hundred Dollars for each and every violation of the aforesaid section; and also a further penalty of Twenty-five Dollars for each and every week such building or part of building shall remain within the limits named in section one aforesaid.

§ 4. Every building of two stories or more in height, shall have a scuttle in the roof, and a suitable stairway or ladder leading to the same, so as to afford convenient access to the roof thereof; and any person neglecting to comply with the requisition of this section, shall forfeit and pay a penalty of Twenty-five Dollars.

§ 5. No person or persons shall use or erect any building for the purpose of drying lumber by fire or steam heat within the city of Rochester without the consent of the common council.

§ 6. The owner or occupant of any blacksmith shop, or other shop in which charcoal is used in mechanical operations, shall cause to be fixed upon the chimney of such shop, a cap piece or screw, made of wire or sheet iron, so as to prevent the sparks from escaping, under a penalty of Ten Dollars.

§ 7. No person shall hereafter erect within the city of Rochester, any chimney upon a wooden foundation, unless the bottom thereof is two feet in thickness of brick, well laid in lime mortar, under a penalty of Three Dollars.

§ 8. Every chimney which shall hereafter be erected within the limits described in section first of this ordinance, shall be plastered on the inside; and if any person or top of such chimney shall be at least three feet above the highest part of the roof from which it issues; and every person violating the provisions of this section shall forfeit and pay a penalty of Twenty-five Dollars.

§ 9. Every applicant for the erection of any wooden building within the limits described in the first section of this ordinance, is required to give one week's notice, in writing, of his intended application, and the time of such application, to the common council for permission to erect such building, to any owner, occupant or agent of houses and lots within the distance of two hundred feet from where such building is to be erected, except such as have given their written consent to such erection; and he shall furnish proof to the common council, verified by oath, of the service of such notice.

§ 10. Every applicant for the removal of any wooden building, shall be required to set forth in his petition to the executive board for permission to remove such building, the name of the street or streets through which he designs to pass said building.

§ 11. All stoves erected or used in any building in said city shall be placed at a distance of at least one foot from the wall, composed in whole or in part of wood, and shall stand upon a foundation of metal brick or stone, subject to the direction and approval of the Chief Engineer; the pipe to all stoves shall be conducted into a chimney horizontally and not otherwise, and at a distance of at least two feet from any floor or roof; and when such pipe shall pass through any wooden partition, floor or wooden wall, the same shall be well protected by a tangle or double tin, or guard of stone or earthenware, between which and such pipe shall be a space of at least one-half inch; every person violating any provision of this section shall forfeit and pay the sum of Two Dollars for each offence.

§ 12. Any person or corporation who shall violate any of the provisions of sections 1, 2, 5, 6, 10, 12, of this ordinance shall be liable to the penalties provided by section 220 of the Statute, entitled an act to further amend chapter 143 of the laws of 1861, entitled an act to amend and consolidate the several acts relating to the city of Rochester.

§ 13. Every execution issued upon a judgment recovered for violation of any of the provisions of this ordinance, 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 Twenty Days.

§ 14. This ordinance shall take effect immediately.

AN ORDINANCE RELATING TO THE CUMBERING OF MILL STREET.

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

SECTION 1. No carriage, hackney coach or omnibus shall stand in Mill street, in the city of Rochester, between the north line of Mumford street, and the south line of Centre street, except the carriage or hackney coach that had previously been engaged, and is waiting for its passenger or passengers, under the penalty of Ten Dollars for each violation of this ordinance, to be sued for and collected of the owner or driver of such carriage, coach or omnibus.

§ 2. Every execution issued upon a judgment recovered for violation of any of the provisions of this ordinance, shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for the period of Five Days.

§ 3. This ordinance shall take effect immediately.

AN ORDINANCE RELATING TO STREETS.

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

SECTION 1. No person shall place, or cause to be placed, any stones, bricks, boards, plank, timber, lumber, wood or any materials for building or other purpose, in or upon any street, alley or public square, within the city of Rochester, without the permission of the Executive Board or Superintendent of Streets, under a penalty of Five Dollars for each offence, and the further penalty of Five Dollars for every twenty-four hours the same shall remain in any such street, alley or public square, without permission as aforesaid.

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

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

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

§ 5. No person shall fasten any horse or other animal in any street so that such horse or other animal, or the vehicle to which they may be attached, or the halter, reins or lines with which the horse or animal is fastened, shall obstruct the free passage of persons on any part of any sidewalk or crosswalk, under a penalty of Two Dollars for each offence.

§ 6. No person or corporation shall place, or cause to be placed, or keep or suffer to remain, any log, timber, box, chest, stone, planks, boards or other articles, in any street or alley, so as to incommodate or obstruct the free passage or use thereof; nor shall any person place any cask, box, plank, board or other articles on any sidewalk within the city, or any goods, wares, merchandise or other articles, in front of any store, shop or other building, further than two feet in the street, under a penalty of Five Dollars for each offence; but nothing contained in this section shall prohibit merchants and others from placing goods and merchandise, household furniture and other commodities on the sidewalk, for the purpose of loading and unloading the same, providing the same be removed without any unreasonable delay, and not to exceed one hour.

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

§ 8. No how window or other window shall be constructed so as to extend into the street more than fourteen inches; and no porch, stoop or steps, cellar door, cellar way, or platform, in any of the streets in said city, shall extend into such street or sidewalk, without permission of the Executive Board. Every cellar way leading into any cellar, from any street or sidewalk, shall have trap doors so constructed as to be on a level with the sidewalk, or the platform, if any, in front of the building under which such cellar way is to be constructed, and be safe for passengers in such streets, or such sidewalks or platforms, to pass over the same with safety; or shall have a substantial railing on the side thereof at least two and a half feet high. No trap door or grate in any of the sidewalks shall be kept open, unless while actually receiving or delivering goods and chattels. Any person violating the provisions of this section, or either of them, shall forfeit and pay a penalty of Five Dollars for each offence.

§ 9. No person shall draw or propel any wheelbarrow, hand-cart, sleigh, or other carriage or vehicle, or lead, ride or drive any horse, beast or burthen, or any cattle or swine, over or upon any sidewalk, except in passing into or from any lot, where pavements shall be constructed for that purpose, under the penalty of Five Dollars for each offence. No person shall drive any horse attached to a sleigh through any of the streets or alleys of said city without having bells attached thereto, sufficient to give warning of its approach, under a penalty of Five Dollars for each offence.

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

§ 11. Every owner, agent or non resident owner, or occupant of any house or other building, and every owner of any vacant lot shall, during the winter season, and during the time snow shall continue on the

ground, keep the sidewalk in front of such house or other building, or vacant lot, free from snow, ice, and dirt, filth, or other obstruction or incumbrance, under a penalty of Three Dollars for each offence.

§ 12. If any owner, agent of non-resident owner, or occupant of any lot or house, shall neglect or refuse to comply with any or either of the requirements of the last two preceding sections, within twenty-four hours, it shall be the duty of the Executive Board or Street Superintendent to cause the foregoing regulations to be enforced, under the provisions of section 218 of the charter of the city of Rochester, passed February 19th, 1880.

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

§ 14. No person or corporation shall injure or tear up any pavement, side or cross walk drain or sewer, or any part thereof, or dig any hole, ditch or drain in any street, or remove any earth or stone therefrom, without authority from the Executive Board of said city or the Street Superintendent or hinder or obstruct the making or repairing any pavement, side or cross walk, drain or sewer, which shall be construed to mean any ordinance, by-law or resolution of the Common Council, or who shall hinder or obstruct the Executive Board or the Superintendent of Streets, or any person employed by it or him, in cleaning any street, or in constructing or repairing any street, or any public work or improvement directed by the Common Council, shall forfeit and pay a penalty of Twenty-five Dollars for each offence. No person shall make any area or lateral sewer in any public street of said city, without the consent of the Executive Board and without executing a bond to the said city, approved by said Executive Board, indemnifying it against any damage therefrom, which liability it may incur. And any person or corporation who shall dig any area or lateral sewer contrary to the provisions of this section, shall forfeit and pay a penalty of Twenty-five Dollars for each offence.

§ 15. No person shall cast or deposit any wood or stones, or other substance, in any street, or any place within the city, or cause the same to be done, or cause any obstruction or injury in or to the same, under the penalty of Ten Dollars for each offence.

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

§ 17. Every owner, agent of non-resident owner, or occupant of any house or building, and every owner or agent of non-resident owner of any vacant lot upon West Main street from East Main street bridge to the Erie canal, Market street from Front street to State street, East Main street from Front street to East avenue, St. Paul street from Andrews street to Court street, Clinton street from Andrews street to Monroe street, Fitzhugh street from Troup street to Allen street, Sophia street from Atkinson street to Allen street, Washington street from Spring street to Allen street, Frank street from Centre street to Platt street, Front street from West Main street to Mumford street, Mumford street from Andrews street bridge to State street, State street from West Main street to the railroad, Exchange street from Erie canal bridge to West Main street, Mill street from Mumford street to Centre street, Irving place from West Main street to the Erie canal (except lots on which buildings are erecting, or in front of which building materials are laid) shall, between the hours of five o'clock in the afternoon of Friday and eight o'clock in the forenoon of Saturday in each week, between the first days of April and December in each year, cause the street or alley in front of any such house, building or vacant lot, to the middle thereof, to be scraped and swept, and the dirt and manure to be collected into a heap from any such carting away; and where any such house or building, or lot shall be situated on the corner formed by the intersection of an alley with any such street, the owner, agent of non-resident owner, or occupant of any such house or building, or the owner, or agent of non-resident owner of any such vacant lot, shall, in like manner, scrape and sweep the street in front of any such alley, one half the width of such alley, and to the center of such street, previous to the scraping and sweeping of any such street, the owner, agent of non-resident owner, or occupant, whose duty it shall be to scrape and sweep the same, shall cause the same to be well sprinkled with water, to prevent the dust from rising. No person shall wet or sprinkle any cross walk in said city. Any person who shall violate any of the provisions of this section shall forfeit and pay a penalty of Three Dollars for each offence.

§ 18. No person shall construct any drain or sewer from his cellar or lot to any common sewer, without permission in writing from the Executive Board or the Superintendent of Streets; and every such drain or sewer shall be constructed under the direction of the Executive Board, or Committee on streets, or Superintendent of Streets, and in such a manner that the foul air cannot escape from the sewer into the building. Any person who shall construct any drain or sewer contrary to the provisions of this section shall forfeit and pay a penalty of Five Dollars; and the Common Council may also direct that such drain or sewer shall be destroyed, filled up, or altered, at the expense of the person who constructed the same.

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

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

§ 21. It shall be the duty of the Superintendent of Streets to cause all the requirements of the charter and ordinances in relation to repairs of streets, alleys, sidewalks, public squares and parks in the city, and the obstructions therefrom, to be observed, and to report to the City Attorney every infraction of the charter or of the ordinances of the Common Council in relation to streets and nuisances, which shall come to his knowledge.

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

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

§ 24. No person shall remove, displace or destroy timbers or materials laid by the Executive Board or the Superintendent of Streets, or by his direction, on any Macadamed street in the city, if the same are turning or directing the travel on any particular part of such street, under the penalty of Five Dollars.

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

§ 26. In case the owner, agent of non-resident owner, or occupant of such lot or house, shall refuse or neglect to comply with the requirements of the last section, within twenty days after being thereunto required by the Superintendent of Streets, it shall be the duty of said Superintendent to cause this regulation to be enforced, under the provisions of section 218 of the Statute referred to in section thirteen of this ordinance.

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

after, until said building shall be removed from off such highway, street, alley or public square, as provided in § 28. In case of the recovery of any penalty for the violation of the last foregoing section, if the person against whom such recovery shall have been had shall not, within twenty days thereafter, remove the said building from off the said highway, street, alley or public square, so encroached upon, the said Superintendent may remove the same, under the direction of the Executive Board, at the expense of the said owner, or agent of non-resident owner, who shall be liable to pay the same, with interest at the rate of ten per cent. per annum, as provided by section 212 of the Statute referred to in section thirteen of this ordinance.

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

§ 30. The notice required by section 218 of the City Charter as further amended February 19th, 1880, shall be given by the Superintendent of Streets or the Executive Board and shall be a written notice of not less than twenty-four hours, nor more than three days, to be served either personally on the owner or agent of non-resident owner of the premises adjoining the sidewalk or pavement, or left at his residence, or with some person on the premises adjoining the sidewalk or pavement, or posted on such premises.

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

§ 31. All platforms shall be constructed on a level with the sidewalks, and at the same inclination, except where the Executive Board or Street Superintendent shall otherwise direct; and every cellar constructed or used for storing shall have good and substantial cellar doors or gratings, even with the platform; and those used or constructed for dwellings, stores or shops, that require open steps, shall be properly and securely railed in, so as to secure the safety of passengers at all times. None of the above mentioned erections or constructions shall be made without the written consent and directions of the Executive Board or the Street Superintendent, specifying the location, form, dimensions, and materials of such erection or construction; and all such platforms and cellar doors shall be covered with iron brads or nails, not more than three inches apart, so as to prevent persons passing over them from slipping. Any person violating any provision or requirement of this section, shall forfeit and pay a fine of Five Dollars for each offence, and One Dollar for each day that the owner, or agent of non-resident owner, or occupant of the premises on which any such construction or erection may be made, shall neglect or refuse to comply with the said provisions or requirements, after notice from the said Executive Board or Street Superintendent.

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

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

§ 34. No person shall deface, mar, injure, remove, or do any damage to any fence, railing, gate, sign or notice, or any other structure or ornament, or the grounds in, around, about, or upon any park, square, or cemetery, in the city of Rochester; and no person shall remove, or do any damage or injury to any ornamental shade trees planted or growing in any street, square or park in the city of Rochester; nor shall any person tie or fasten any horse, mare, gelding, or other animal to, or ear to, or permit his horse, mare, gelding or other animal, to be tied or fastened to or near any such tree or trees, or to any lalap post, under a penalty of Ten Dollars for each offence.

§ 35. No person shall remove the covering from any reservoir within the city, except for the purpose of procuring water therefrom in case of fire, under a

penalty of Twenty-five Dollars for each offence.

§ 36. If any owner, agent of non-resident owner, or occupant of any building or tenement within the city, shall omit, for the space of ten days after he shall have been required so to do by the Street Superintendent, to cause the building or tenement owned or occupied by him to be numbered or renumbered, every such owner or occupant shall forfeit and pay a penalty of One Dollar for every day thereafter, until the said building or tenement shall be numbered or renumbered as aforesaid.

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

§ 38. No person shall construct any wooden bridge or other wooden structure over the gutter in front of any premises owned or occupied by him, on any improved street within the city of Rochester, under the penalty of Five Dollars for each offence, and for each twenty-four hours that said bridges are kept on said street or streets.

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

§ 40. This ordinance shall take effect immediately.

AN ORDINANCE RELATING TO THE TIEING OR SNUBBING BOATS TO CERTAIN POSTS AND CHAINS AT THE SOUTH END OF IRVING PLACE.

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

SECTION 1. That it shall not be lawful for any person to tie any boat to, or stop any boat by using either of the posts or the chains connecting the same, placed at the south end of Irving place and near the Erie canal in this city.

§ 2. Any person violating this ordinance shall be subject to a penalty of Five Dollars for each offence, and execution shall issue upon any judgment obtained therefor against the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for Ten Days.

This ordinance shall take effect immediately.

AN ORDINANCE RELATING TO ERECTING GUARDS TO CELLARS OR OTHER EXCAVATIONS ADJOINING TO ANY STREET.

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

SECTION 1. Any person who shall make or cause to be made or shall have made any cellar, pit, hole or excavation upon his or her lot, adjoining to and within four feet of the line of any public street or alley of this city, shall cause the same to be protected by the erection of good and sufficient guards or barriers between such cellar, pit, hole or excavation and the line of the street, the same to extend the length of such cellar, pit, hole or excavation.

§ 2. It shall be the duty of any person making or causing to be made any such cellar, pit, hole or excavation, forthwith to erect such guards or barriers, and if such person shall not erect such guards or barriers within twenty-four hours after receiving notice from the Street Superintendent, he shall forfeit and pay a penalty of Twenty Dollars for every twenty-four hours he or she shall so neglect to erect such guards.

§ 3. Every execution issued upon a judgment recovered for a violation of this ordinance, shall command the amount to be made out of the property of the defendant, if any such can be found, or if not, then to commit the defendant to the Monroe county penitentiary for the space of Twenty Days.

§ 4. This ordinance shall take effect immediately.

AN ORDINANCE TO REGULATE WEIGHTS AND MEASURES.

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

SECTION 1. Every merchant, retailer, trader, or dealer in merchandise or other property, which is sold by measure or weight, residing or dealing in the city of Rochester, shall use such weights and measures only as have been sealed and marked by the City Sealer, and no person shall hereafter sell or dispose of any berries in said city in boxes, racks, baskets or other packages, without having the quantity by sealed measure contained therein plainly marked on the outside of each such box, rack, basket or other packages; but such boxes, racks, baskets or other packages in which such berries are sold need not be sealed, if any such merchant, retailer or dealer, shall violate any of the provisions of this section, he

or she shall forfeit and pay a penalty of Five Dollars for each offence.

§ 2. All weights and measures sealed by the said City Sealer shall be made to conform to the standard of the State, and shall be marked by him.

§ 3. It shall be the duty of the City Sealer, and he is hereby authorized to inspect and examine, at least once in every six months hereafter and as much oftener as he thinks proper, all weights and measures used by any corporation, merchant, retailer, trader or dealer aforesaid for weighing or measuring. Such weights and measures shall be inspected at the place or places where the same are kept for use; but if such weights and measures shall be found not conformable to the standard aforesaid, they shall be sent by the owner or owners thereof to such place in said city as the Sealer shall direct for the purpose of being sealed, within three days after such owner or owners shall be required to do so by the said Sealer. If any such corporation, merchant, retailer, trader or dealer shall refuse to exhibit any such weights and measures to the said Sealer, when required so to do by him, or in any manner obstruct such Sealer in the performance of the duties hereby enjoined upon him, or if any such corporation, merchant, retailer, trader or dealer, shall refuse or neglect to send any such weights or measures for the purpose of being sealed as aforesaid, within the time and to the place aforesaid, he or she shall forfeit and pay a penalty of Ten Dollars for each offence.

§ 4. It shall be the duty of the City Sealer to make a register of all the weights and measures inspected and examined by him, in which he shall state the name of the owner or owners of the same, and whether they are conformable to the standard of this State, and to deliver a copy of such register to the Clerk of said city; and it shall be the duty also of said Sealer to report to the Common Council the names of all owners whose weights or measures are incorrect, or who shall neglect or refuse to have their weights or measures sealed and marked.

§ 5. No person shall hereafter use any measures for the sale of charcoal, fruit, roots, meal or any other commodity usually sold by heaped measure, except the standard measure of the State of New York, under penalty of Five Dollars for each offence.

AN ORDINANCE RELATING TO THE ERIE CANAL FEEDER, THE BASINS ADJOINING THE SAME AND THE GENESEE RIVER.

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

SECTION 1. No person or persons, either by themselves or agent, shall hereafter deposit any stone, brick, dirt or rubbish of any kind in the Genesee river, within the limits of this city, without previously having obtained written consent thereto of the Executive Board or Superintendent of Streets of the said city of Rochester, under a penalty of not less than One Dollar nor more than Fifty Dollars for each offence.

§ 2. Upon conviction for a violation of any of the provisions of this ordinance, an execution shall be issued directing the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for the period of Thirty Days.

AN ORDINANCE TO REGULATE THE BURIAL OF THE DEAD, AND FOR THE PROTECTION OF MOUNT HOPE CEMETERY.

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

SECTION 1. No person shall bury or inter, or aid or assist in burying any dead human body within the city of Rochester, except in Mount Hope cemetery, or in the Friends cemetery and the cemetery on Mt. Hope avenue adjoining the same in this city, under the penalty of Twenty Dollars for each offence.

§ 2. Mount Hope cemetery, and all the grounds and property belonging thereto, shall be under the care and control of the Board of Commissioners, who shall regulate the sales and prices of lots therein, and make such general regulations for the cemetery as they may deem proper, not inconsistent with the ordinances of the Common Council.

§ 3. All monies now due for lots which have been sold and not paid for, or which may be sold hereafter, shall be paid to the City treasurer or the treasurer of the Board of Commissioners, who shall give his receipt for the same, specifying the number of the lot sold, and the price paid therefor. And it shall not be lawful to make an interment on any lot until the same shall be paid for.

§ 4. The City Clerk, on the presentation of the City Treasurer's receipt, shall make out a deed for the lot named therein, and shall enter, in a book kept for that purpose, the date of the deed, and description and price of the lot, and the name of the person or persons who execute such deed, and the City Clerk shall affix the corporate seal of the city thereto.

§ 5. No person shall dig any grave, put up any fence, gravestone, or boards at graves, or make any erections, or dig up any sod in said cemetery, except under the direction of the Commissioners or their agent, under the penalty of Ten Dollars for each offence.

§ 6. No person shall willfully destroy, mutilate, write upon, soil, deface, injure or remove any tomb, monument or grave stone, stake, board or other structure placed in the cemetery aforesaid, or any fence, railing, or other work for the protection or ornament of the said cemetery, or of any tomb, monument or gravestone, or other structure aforesaid, or of any lot within the cemetery aforesaid, except under the direction of the Commissioners or their agent, under the penalty of Twenty-Five Dollars for each offence.

§ 7. No person or persons shall wantonly or willfully remove, cut, break, or in any manner injure or destroy any tree, shrub or plant, or pick, crush or gather, or or in any manner injure or destroy any flower, either wild or cultivated, or any herbage, or the fruit or produce of any such tree, shrub or plant, within the said cemetery, under the penalty of Ten Dollars for each offence.

§ 8. No person, except when accompanying a funeral procession, shall enter Mount Hope cemetery, except upon a pass or permit from the Mayor, or acting Mayor, for the time being, of the city of Rochester, or Board of Commissioners of Mount Hope (and passes shall be furnished to all owners of lots), and the commissioners are requested to keep a person at the gate to deliver said passes; and any person who shall violate the provisions of this ordinance shall forfeit and pay a penalty of Ten Dollars for each and every offence.

And every person or persons found in said cemetery who shall not have entered in a funeral procession, nor in virtue of a pass, as aforesaid, shall leave said grounds on request of the keeper or person in charge thereof; and the person or persons refusing so to do, shall forfeit and pay a penalty of Ten Dollars for each and every offence.

§ 9. No person or persons shall excavate any earth, or alter the grade of any lot or lots, walk or walks, in the said cemetery, or remove any earth therefrom, or cut or remove any tree, except by consent or under the direction of the commissioners, under the penalty of Ten Dollars for each offence.

§ 10. No person or persons shall drive or cause to be driven into or on said cemetery any vehicle in any part thereof, except in the road or path made for that purpose, with more than two horses attached thereto, nor shall drive any horse faster than on a walk, nor shall leave any horse or vehicle standing in any road or path in the said cemetery, so as to hinder or obstruct the free passage of any person or persons on said road or path, nor fasten or cause to be fastened any horse in said cemetery at any other place than at the posts provided for that purpose, nor leave any horse unfastened therein, under the penalty of Ten Dollars for each offence.

§ 11. No person or persons shall discharge any firearms in the said cemetery, or in any other place within the said cemetery, with the intent that the contents thereof shall enter the said cemetery, under the penalty of Ten Dollars for each offence.

§ 12. No person or persons shall deposit, or cause to be deposited, any filth, or unclean or offensive substance in the said cemetery, under the penalty of Ten Dollars for each offence.

§ 13. No person shall catch, wound or kill any bird, remove or disturb any bird's nest or eggs therein, in the said cemetery, under the penalty of Ten Dollars for each offence.

§ 14. No person or persons shall be permitted to take into or use in said cemetery, any spirituous or intoxicating liquors; nor suffer or permit his or her dog, cat or any other animal to enter; nor shall any horse to be left by the driver unfastened, under a penalty of Ten Dollars for each offence.

§ 15. The board of Commissioners shall prescribe the duties and regulate the fees of the sextons or undertakers, who shall cause interments to be made in said cemetery; and also such rules as they shall deem proper concerning visitors to said cemetery, not being allowed in any case to charge a fee to visitors.

§ 16. The Board of Commissioners of said cemetery may employ such agents and laborers as they may deem proper, and regulate their compensation and services. And they shall, at the expiration of every year, cause to be filed in the City Clerk's office a written report, showing the amount received for lots sold, and the amount expended by them for improvements and incidental expenses during the preceding three months.

§ 17. It shall be the duty of the keeper of Mount Hope cemetery to keep a book in which shall be accurately entered the names, ages and places of residence at the time of their decease, of all persons who may be interred in said cemetery, together with the

disease or cause by which such persons died, and shall report in writing, at the first regular meeting of the common council, in each and every month, the number of persons interred in said cemetery during the preceding month, together with the said particulars in regard to such interments.

§ 18. Every sexton, undertaker, or such person, who shall officiate at burials in said city, shall keep a list book, and shall make the like entries therein of all the persons severally at whose funerals they shall have officiated in said city, and shall, at the times above specified, make their like written reports to the City Clerk, as to all the funerals which they shall have attended during the preceding month. Every person violating the provisions of this section shall forfeit and pay a penalty of Twenty Dollars.

§ 19. No person shall drive any animal at large, or cause the same to be driven, or suffer his or her animal to run or be at large in any of the cemeteries within the said city, under the penalty of Ten Dollars for each offence.

§ 20. No person shall injure or remove the fence, or any portion thereof, surrounding either of the public cemeteries within the said city, under the penalty of Ten Dollars for each offence.

§ 21. Upon the recovery of a judgment for a violation of any of the provisions of this ordinance, an execution shall be issued, directing the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for the period of Thirty Days.

AN ORDINANCE RELATING TO UNDERTAKERS.
The Common Council of the City of Rochester do ordain as follows:

SECTION 1. The Mayor may, from time to time, license so many persons as he may deem proper, to exercise the vocation of undertakers, upon the payment into the city treasury of the sum of ten dollars by each and every person asking a license for that purpose, and the execution of a bond, with one or more sureties, to be approved by the Mayor, in the penal sum of Two Hundred and Fifty Dollars, conditioned for the faithful performance of the duties of an undertaker, and the payment of all damages to which he may become liable as such undertaker.

§ 2. Every license granted in pursuance of this ordinance shall expire on the first day of July in each year hereafter.

§ 3. No person, except such as are duly licensed therefor, as above herein provided, shall act as undertaker within the city of Rochester, under a penalty of Fifty Dollars for each and every violation of this section.

§ 4. Upon the recovery of a judgment for the penalty provided by the third section of this ordinance, an execution shall issue to commit the defendant to the Monroe county penitentiary for the period of Thirty Days, in default of property wherewith to satisfy such execution.

AN ORDINANCE RELATING TO PAWNBROKERS.
The Common Council of the City of Rochester do ordain as follows:

SECTION 1. The Mayor may, from time to time, license so many persons as he may deem proper, to exercise the vocation of pawnbroker, upon the payment into the city treasury of the sum of twenty dollars by each and every person asking license for that purpose, and the execution of a bond with one or more sureties, to be approved by the Mayor, in the penal sum of Five Hundred Dollars, conditioned for the faithful performance of the duties of a pawnbroker, as prescribed by Statute, and the payment of all damages to which he shall become liable to any person as such pawnbroker.

§ 2. Every license granted in pursuance of this ordinance, shall designate the building in which the person thus licensed shall thereby be authorized to act as a pawnbroker, and shall expire on the first day of July next thereafter, unless sooner revoked by the Mayor.

§ 3. No persons, except such as are duly licensed therefor, as herein provided, shall act as pawnbroker within the city of Rochester, under a penalty of Fifty Dollars for each and every violation of this section.

§ 4. Upon the recovery of a judgment for the penalty provided by the third section of this ordinance, an execution shall issue to commit the defendant to the Monroe county penitentiary for the period of Thirty Days, in default of property wherewith to satisfy such execution.

AN ORDINANCE TO REGULATE THE COVERING OF CISTERNs, &c.

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

SECTION 1. No owner, agent or occupant of any lot in the corporate limits of the city of Rochester

shall have on his premises any cistern, tank, hog-head or barrel for the holding of water, unless such cistern, tank, hoghead or barrel shall be suitably covered with timber, plank or boards, of suitable thickness to protect life, under a penalty of Five Dollars.

§ 2. No owner, agent or occupant of any lot shall hereafter cause to be built, or have on his premises, any such cistern, tank, hoghead or barrel, for the holding of water, unless the same shall be covered as required by section 1, under a penalty of Ten Dollars.

§ 3. No owner, agent or occupant of any lot, having such cistern, tank, hoghead or barrel, for the use mentioned in sections 1 and 2, shall have in such cover any trap or sliding door, under a penalty of Ten Dollars.

§ 4. Every cistern, tank, hoghead or barrel, for the purpose heretofore designated, now in use, or hereafter to be built, shall be supplied with a good and suitable pump, or a curb not less than two feet high, with a proper lid. Any persons violating the provisions of this section shall be liable to a fine of Five Dollars for every neglect, after having been duly notified in the form and manner hereafter to be described.

§ 5. It shall be the duty of any and all persons designated as Health Inspectors, appointed either by the board of health, or the Mayor and common council of the city of Rochester, to examine all premises, and notify any person violating either or all of the provisions of this ordinance to comply with the same, and if they fail or neglect to do so, to report the facts and the names of the persons so doing to the City Attorney, who shall proceed against the same in the same way and manner as for the violation of any of the penal ordinances of this city; and any alderman, policeman or city superintendent, may notify any person violating any or all the provisions of this ordinance, to comply with the same, which notice shall be as authoritative as if done by the Health Inspectors described above.

§ 6. Every execution issued upon a judgment recovered for a violation of any of the provisions of this ordinance shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for the period of Fifteen Days.

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

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

THE CITY CLERK.

SECTION 1. It shall be the duty of the City Clerk to attend all the meetings of the Common Council and enter into a book provided for that purpose by them, accurately and correctly, all the proceedings of said Common Council.

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

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

§ 4. As soon as practicable after the approval by the Mayor of any ordinance or resolution of the Common Council directing the payment of any sum of money out of the treasury, to deliver to the City Treasurer a certified copy of the same, and also all references made to the said Treasurer by the Common Council, and statements of all subjects connected with the Treasury Department.

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

§ 6. To deliver without delay to all other officers of the corporation, or in the employ or under the direction of the Common Council, and to all committees of the Board of Aldermen, all and accurate communications as may be referred to them respectively by such board.

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

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

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

§ 9. To draft all resolutions and ordinances for local improvements, when requested by the Common Council, on any member thereof, and see that the notices of the same are duly published according to law. To immediately after any meeting of the Common Council, to prepare an abstract of the proceedings of such meeting, and cause the same, certified by him, to be published in the paper or papers of the city selected for that purpose, and to perform any other duties prescribed for him in any statute and not hereinafter referred to.

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

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

§ 13. The City Clerk shall not remove, nor permit or allow any papers, books, maps or any other thing belonging to or in part of, or in which he is charged to be in charge as such clerk, to be taken therefrom, unless by resolution of the Common Council, or under the regular judgment or order of the courts, under pain of removal.

THE OVERSEER OF THE POOR.

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

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

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

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

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

§ 6. The Overseer of the Poor of the city of Rochester shall, at the first regular meeting of the Common Council of said city, held on or next after the first day of each and every month, make a just and full report, verified by his affidavit, of the amount of all moneys which he shall have received in his official capacity, from any source whatever, and the manner in which the same or any part thereof shall have been expended; together with all unpaid judgments or claims, existing in his favor, which shall have been obtained or procured by him in his official capacity; the number of suits which he shall have commenced as such Overseer of the Poor, including proceedings in cases of bastardy, the names of parties thereto, and the manner in which the same have been disposed of; and if any suit or proceedings shall have been compromised or security taken therein, then he shall report the terms of such compromise and the extent and value of such security, so far as the same is practicable, also the number of persons sent to the almshouse, insane asylum, orphan asylums and hospitals who are chargeable to the city, together with

the names, age and condition of each, under a penalty of Fifty Dollars for each violation of this section.

AN ORDINANCE PRESCRIBING THE BONDS AND SURETIES TO BE GIVEN BY THE CONSTABLES OF THE CITY OF ROCHESTER.

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

SECTION 1. Every person elected or appointed constable, before any warrant for the collection of taxes or assessments is issued to him by the Treasurer of the city of Rochester, shall execute to the city of Rochester, and file with the Mayor, a bond, with two or more sureties, who shall be freeholders of the county of Monroe approved by the Mayor, in such penalty as he shall direct, conditioned for the faithful execution of his duties as a collector of taxes and assessments, and that he will pay over the same, according to law.

§ 2. Before any warrant for the collection of taxes issued by the Treasurer of the county of Monroe, shall be delivered to any constable of the city of Rochester, such constable shall execute an additional bond to the Treasurer of the county, with two or more sureties, who shall be freeholders of the county of Monroe, and approved by such Treasurer, in a penalty of double the amount directed to be collected by such warrant, conditioned that he shall faithfully collect such taxes and pay over the same, according to law, which bond be filed with the Treasurer of the county in his office.

AN ORDINANCE RELATING TO THE POLICE JUSTICE.

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

SECTION 1. The Police Justice of the city shall keep his office in the room now known as the police office, in the southeast part of the City Hall, or in such other place as the Common Council may from time to time direct.

§ 2. Every suit prosecuted by any officer appointed by the Common Council, to recover for the violation of any of the ordinances of this city, or under the statutes, concerning the internal police of this State, shall be prosecuted before the Police Justice, unless the City Attorney shall cause such suit to be prosecuted before any other justice of the peace, or in the Municipal Court, in the city of Rochester or other court of competent authority.

AN ORDINANCE RELATING TO THE POLICE.

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

SECTION 1. Every policeman shall, immediately after his appointment, take and subscribe an oath to the effect following: "I do solemnly swear (or affirm) that I will well and faithfully discharge the duties of a policeman of the city of Rochester, according to the best of my ability," which oath or affirmation shall be in writing and subscribed by the party making the same, and filed with the City Clerk.

§ 2. The police shall perform such duty as the Common Council shall from time to time prescribe.

§ 3. It shall be the duty of the Chief of the Police to report to the Mayor any misconduct, refusal to serve or neglect of duty of the policemen or either of them; to make and return each and every month, to the Clerk of the city, a list of the names of the policemen and the amount of service they have severally rendered since the last report; to report to the Mayor the names of all persons within the city who shall keep disorderly or gaming houses, and every infraction of the by laws or ordinances of the city or the laws of the State, within the city, which he shall discover or have information of. The several policemen shall, without delay, report to the Chief of Police the existence of any disorderly or gaming house, or the violation of any of the by laws or ordinances of the city or of the laws of the State, within the city, which shall come to their knowledge.

§ 4. The policemen shall have power, and are hereby required, to arrest all persons engaged in the commission of any crime, misdemeanor, or breach of the peace, and in the violation of any and all ordinances of the city of Rochester, and all vagrants, common prostitutes, gamblers and other disorderly persons found in the city, and detain such persons in the station house, or in some other secure place until dealt with according to law or duly discharged.

§ 5. No policeman shall absent himself from duty during the hours prescribed for duty, or serve by substitute, without permission in writing from the Mayor, under a penalty of Ten Dollars.

§ 6. All persons apprehended by the police shall be kept in some safe and comfortable place, and the sexes shall be kept apart.

§ 7. The policemen shall, while on duty, wear such insignia as shall be designated by the Mayor.

§ 8. The Chief of Police and policemen shall, for the purpose of preserving the peace and good government of the city, obey all orders given for that purpose by the Mayor, Police Justice, or any alderman of the said city, on pain of removal from office.

§ 9. The Chief of Police and the policemen, in the discharge of the duties imposed upon them by this ordinance, shall be subject to the direction of the Mayor, and to such rules and regulations as the Common Council may from time to time prescribe.

§ 10. The city is hereby divided into police districts as follows:

District No. 1 shall include the following portion of said city: Beginning at the intersection of Allen street with the Erie canal; thence along Allen street to State street; thence along State street to Centre street; thence along Centre street to the Genesee river; thence along the river to the Genesee street bridge, river; thence along Centre street to North Clinton street; thence along North and South Clinton streets to Court street; thence along Court street to Exchange street; thence along Exchange street to Troup street; thence along Troup street to Caledonia avenue; thence along Caledonia avenue to West Main street; thence along the eastern bank of the Erie canal to Allen street.

District No. 2 shall include all of the Third Ward not included in District No. 1.

District No. 3 shall include all of the Eighth Ward which lies south of West Main street.

District No. 4 shall be bounded on the west and north by the city limits, on the east by the Erie canal, and south by West Main street.

District No. 5 shall be bounded on the north by the city limits, on the east by the Genesee river, on the south by District No. 1, and on the west by the Erie canal.

District No. 6 shall include all of the Fifth and Sixth Wards not included in District No. 1.

District No. 7 shall include all that portion of the city east of Clinton street and District No. 6, and north of a line drawn from Clinton street through Court street and East avenue to the city line.

District No. 8 shall include all that portion of the city lying east of the Genesee river and south of Districts No. 1 and 7.

§ 11. One night policeman shall be assigned to each of the said districts except No. 1, and the residue of the policemen shall be assigned to District No. 1.

AN ORDINANCE RELATING TO FIRES AND THE FIRE DEPARTMENT.

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

SECTION 1. It shall be the duty of the Chief Engineer, whenever a fire shall occur in the city, to repair immediately to such fire, and to so use the fire apparatus and direct the efforts and labor of the firemen, as to extinguish the fire with the least possible damage; and he shall have the entire control and direction of the fire department at all fires occurring in the city, until such fires shall be extinguished, or the department dismissed by his order.

§ 2. The Chief Engineer shall have charge of all the public cisterns, reservoirs, of the water pipes laid from the Erie canal and the upper mill race to furnish water to the city, and to the engines and hose on fire for fires, and shall repair any damage which may be sustained by department any damage which may be sustained by any such cisterns or water pipes. He shall, under the direction of the Executive Board on fire department, have charge of all buildings, apparatus, tools, and other property belonging to the department; shall see that all of the property is maintained in good condition, and that the fire apparatus is kept in repair and ready for immediate duty. The Assistant Engineers shall attend all fires in the city, and report to the Chief Engineer for duty; they shall obey the orders of the Chief Engineer, and remain at the fire until dismissed by him. The Assistant Engineer arriving first at any fire shall, in the absence of the Chief Engineer, and until his arrival, act as chief, with all the powers and duties of that officer.

§ 3. All officers and members of the fire department shall be distinguished at fires by such appropriate equipage or badge as may be designated or approved by the committee on fire department.

§ 4. Upon the occurrence of any fire, it shall be the duty of the policemen on duty to cause the city hall bell to be rung, and a sufficient and reliable alarm to be given as rapidly as possible, and it shall be the duty of the messenger of the Common Council and the night watchman in the City Hall to ring the alarm bell in cases of actual fire, for a period of not less than fifteen minutes. The bells of such churches as may be designated by the committee on fire department shall also be rung at least fifteen minutes, unless the alarm shall sooner be ascertained to be false.

§ 5. No person other than a city officer shall remove any cover from or do any damage to any public reservoir or water pipe, under the penalty of Five Dollars for each offence, besides damages which may ensue.

§ 6. No person shall take any water from any public reservoir, or shall tap any water pipe leading to such reservoir, or any water pipe except by permission of the Executive Board under the penalty of Twenty-five Dollars for each offence.

§ 7. All persons who may be present at any fire

shall obey the orders of the Mayor or members of the Executive Board or aldermen and the officers of the fire department, in the extinguishment of the fire and the removal of property. Any person who shall neglect or refuse or disobey the orders of the Mayor or pay the sum of Five Dollars for each offence.

§ 8. Any person or persons who shall enter any place where steam engines, hose or other fire apparatus shall be kept, with intent to injure the same, or who shall injure any such engine, hose or other fire apparatus, or shall remove any portion thereof, or otherwise willfully obstruct in any manner, or who shall do any damage to any engine house or other place where fire apparatus is kept or stored; or to any articles or fixtures, furniture or ornament in or about any such house or place, or who shall remove from any engine or carriage house, any engine, hose carriage, or other fire apparatus, without permission from the Chief Engineer, or an Assistant Engineer, shall forfeit and pay a penalty of Fifty Dollars.

§ 9. No person shall use any lighted candle, lamp or torch, in any stable or other place or building where hay, straw or other combustible materials shall be kept or deposited, unless such candle, lamp or torch shall be properly secured in a lantern or other cover; nor shall any person enter or be in any such place with any lighted cigar or pipe, under a penalty of Five Dollars for each offence.

§ 10. No unslacked lime shall be deposited nearer than twenty feet to any building situated within the district defined in section one of "an ordinance relating to the erection and removal of buildings," nor shall any wooden spittoon, or spittoon of any kind filled with sawdust, be used in any room or building of said city; nor shall any ashes be put, deposited or kept in any vessel or receptacle made wholly or in part of wood. Any person offending against any of the provisions of this section shall forfeit and pay a penalty of Five Dollars, and the further penalty of Three Dollars for every period of twenty four hours that such offence shall be continued; and it shall be lawful for the Fire Marshal or Chief Engineer, or any alderman, to cause any such lime or ashes to be removed to a place of safety at the expense of the owner thereof, or the person depositing the same, to be collected by an action brought in the name of the city of Rochester before any court of competent jurisdiction, by the City Attorney.

§ 11. No person shall burn or cause to be burnt, or aid or assist in burning any hay, straw, chips, shavings, or other combustible material in any street or alley, within the district mentioned in section thirteen, without having first obtained permission to do so from the Mayor, Fire Marshal or Chief Engineer; nor shall any person make, or cause to be made, any fire in any yard or premises within the said district, except it be within a building, without first having obtained permission aforesaid. Any person offending against either of the provisions of this section shall forfeit and pay a penalty of Ten Dollars for each offence.

§ 12. Every carpenter, joiner, or other mechanic, or persons having a shop where chips, shavings, sawdust, or other combustible material shall be piled or contained, shall clean up and remove such material out of his shop or building, and the yard beyond thereon, at least three times in each week; and no lighted candle, lamp or torch, shall be carried or used in the work shop or any carpenter, joiner, cabinet-maker, wheel-wright, or other shop where wood shavings are produced or contained, or in any planing mill, shingle or heading manufactory, unless the same shall be safely placed in a lantern, or be otherwise securely covered and guarded against the communication of fire. Any person offending against the provisions of this section, or either of them, shall forfeit and pay a penalty of Two Dollars for each offence.

§ 13. No carpenter, joiner, or other person, shall throw or deposit any shavings, chips, or other combustible material in any street, lane or alley, or at any time permit any such combustible material to be taken to or thrown or scattered in any street or alley, under a penalty of Two Dollars for each offence.

§ 14. No chimney or flue shall be burned out except between sunrise and three o'clock in the afternoon, nor at any time unless the adjoining roof or roofs shall be wet or covered with snow, under a penalty of Three Dollars.

§ 15. No person shall make or cause to be made, or aid, countenance or assist in making or spreading a false alarm of fire, knowing the same to be false, under a penalty of Five Dollars for each offence.

§ 16. No person shall at any time enter any storehouse, cellar, vault, or other building or place used for the storage of petroleum, rock or earth oil, or any of its products, with any artificial light, either candle, lamp or torch, or shall light a match, or smoke or use or have a lighted cigar or pipe in any such building or place, or used for the storage of any such oil or of its products. Any person who shall offend

against any of the provisions of this section shall forfeit and pay a penalty of Fifty Dollars for each offence.

§ 7. Every execution issued upon a judgment for the violation of any of the provisions of this ordinance shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for the period of Twenty Days.

§ 8. All moneys collected under the 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th and 16th sections of this ordinance, shall be paid by the officer collecting the same to the "treasurer of the fire department" of the city of Rochester, to be incorporated by an act of the legislature of the State of New York and shall become a part of the fund of the said corporation for the aid and relief of sick, disabled or indigent firemen and their families.

AN ORDINANCE IN RELATION TO STREET RAILROADS.

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

That the common council of the city of Rochester will permit to be constructed in said city, by the Rochester City and Brighton Railroad Company, a corporation organized under and by authority of the general railroad law, passed April 2d, 1890, and the several acts amending the same, a railroad which shall commence in the town of Brighton, Monroe county, to run along the Brighton road to East avenue in said city; along East avenue, East Main and West Main streets and West avenue to the town of Gates. Also, from East avenue along and through Prince street to University avenue, and through University avenue to East Main street; also, from University avenue along East Main street to East avenue. Also, from the town of Brighton through Mount Hope avenue to and through Clarissa street to Greig street. Also, through Greig street to and through Plymouth avenue to West Main street. Also, from Clarissa street to and through Exchange street to West Main street.

Also, from West Main street through State street and Lake avenue, so called, into the town of Greece. Also, from the junction of Clarissa street and Mount Hope avenue, through said avenue and through South and North St. Paul streets to the town of Irondequoit. Also, from East Main street through Clinton street to Monroe avenue to and through Alexander street to East avenue.

Also, from East Main street through North Clinton street to the town of Irondequoit. To be constructed, established, maintained and operated upon the terms, conditions, and stipulations hereinafter prescribed.

SECTION 1. Such railroad shall consist of a single track, to be laid in the centre of the streets and avenues named, unless the common council shall otherwise direct in respect to some of the wider streets and avenues, with necessary turn-outs, side tracks and switches, and to be constructed with improved kind and weight, six inches face, half inch raised edge, to be laid flush with surface of street, and four feet ten inches apart between the raised edges, so as to accommodate the most common width of carriage wheels, and to be laid on suitable timbers, with suitable cross ties.

§ 2. The track of said railroad shall be so laid as to permit the free passage of vehicles and carriages over the same, and the rails shall be laid even with the surface of the streets, and shall conform to the grades thereof as now established, or as they shall from time to time be established or altered. Said company shall, as soon after the adoption of this ordinance as the condition of the streets through which their track is laid will permit, put the surface of said streets, inside the rails, and for one foot outside thereof, in good and thorough repair, under the direction of the Committee on Streets and Bridges of the common council, and shall thereafter keep said streets in good repair inside or between the rails of their track only during the term of five years, and whenever it becomes necessary to improve, by ordinance or otherwise, any of the streets through which their track is laid, a new or permanent improvement, said company shall not be required to make any part or portion thereof, nor bear any part or portion of the expense thereof, for the same, during the term of five years from the adoption of this ordinance.

§ 3. During the operation of laying the rails, a free passage for carriages and vehicles over the streets shall be kept open, and immediately after the rails shall be laid, the pavement, flagging and other materials necessary or provided in laying the same shall be replaced in a good and substantial manner as before such removal, and the surface of the pavement made flush with the rails, and no portion of the pavement or surface of the streets shall be kept broken or disturbed for a greater time than five days. And all surplus street material shall be carefully removed by

said company and deposited in such place or places adjacent to the street as may be directed by the officer having charge of the repairs of the same.

§ 4. The cars to be used on the railroad shall be drawn by horses or mules only, at a speed not exceeding the rate of seven miles per hour, and shall run so often as once in fifteen minutes during fourteen hours every day.

§ 5. The common council shall have the right to require that the cars shall commence running as early as six o'clock A. M. of each day in the year, and the fourteen hours mentioned above shall commence at that hour in the morning. Said common council shall have the further right to require that said company, after the expiration of said fourteen hours of each day, shall run their cars on each day, as often as every half hour, until eleven o'clock in the evening, and as often as once each hour during the entire night, after eleven o'clock, if the common council shall so direct. And said common council may regulate or prohibit the running of cars on Sunday.

The said company, while they comply with the regulations in respect to their running their cars above, may run their cars as much oftener as they shall choose, either on the whole length or over a portion or portions of said road.

§ 6. The said company may charge and collect from every person on entering any of their cars or carriages, for riding any distance upon said road, to or from the extent of the road to the intersection of State and West Main streets, a sum not exceeding five cents, except children under five years of age accompanied by parents or other persons having them in charge; such children shall ride free; and except also that said company shall not charge or receive from children under twelve years of age more than three cents for any of the above distances.

§ 7. No car shall be allowed to stop on a cross walk nor in front of an intersecting street, except as shall be necessary to avoid collisions, or to prevent danger to persons in the street.

§ 8. When the conductor of any car is required to stop at the crossing of any two streets to receive or load passengers, the car shall, if convenient, be stopped so as to leave the platform slightly over the crossing.

§ 9. It shall be the duty of the company to employ careful, sober and prudent agents, conductors and drivers, to take charge of their cars while on the road, and it shall be the duty of such agents, conductors and drivers, so far as the same is practicable, to keep a vigilant watch for all teams, carriages and persons and especially children, either upon the track or moving towards it, and attend to the appearance of danger to such teams, carriages, footmen, children or other obstructions, the cars shall be stopped in the shortest time and space practicable. The company may in their discretion run cars without any other conductor than a driver.

§ 10. The conductors shall not allow women or children to enter or leave the cars while in motion.

§ 11. Conductors shall announce the names of the principal streets and avenues as the car reaches them.

§ 12. While the cars are turning the corners from one street to another, they shall not be moved faster than on a walk.

§ 13. Cars driven in the same or opposite directions on the same track shall not approach each other within two hundred feet, except in case of accident, or when it may become necessary to connect them together, and also except at stations and turnouts.

§ 14. Whenever there shall occur a fall of snow which materially obstructs the track, and allows vehicles to pass over the same on runners, the company is authorized and required to use a sufficient number of sleighs to convey passengers over the road from day to day until the cars can be used on the tracks, and to so use said sleighs the same as they have a right to run their cars, and to charge fare for the carriage of passengers on such sleighs the same as if said passengers were carried on their cars.

§ 15. Whenever it shall be necessary to remove any snow or ice from the track or tracks of said road the same shall be done by said company in such manner and so evenly spread on the street as not to obstruct the free passage of sleighs or other vehicles along said street, or in crossing the same at or upon cross streets. The use of salt for the purpose of removing snow or ice from said track or tracks, or for any purpose, is expressly prohibited.

§ 16. The said company shall place and keep placed a printed copy of the foregoing rules and regulations, from No. 6 to No. 13, both inclusive, in a conspicuous place in each car upon the road.

§ 17. It is hereby reserved to the common council of the city of Rochester the right to make such further orders, rules and regulations, in relation to the construction, repairs and operation of said railroad as from time to time may be deemed necessary to protect the interests of said city, and the safety, welfare or accommodation of the public. But no altera-

tion of these rules shall be made which shall have the effect to impair the substantial rights of said company.

§ 18. Wherever gas or water pipes, or sewers, are now laid in any street or avenue, the said railroad must be laid down and maintained subject to the rights over the same now in the city, and the gas and water companies to take up, alter, repair or remove said pipes or sewer in such manner as not unreasonably to damage or injure said railroad in its use, without claim to said city, gas, or water companies, and the common council expressly reserves to itself the right hereafter to lay down or permit to be laid down in said streets and avenues, gas or water pipes or sewers, and to alter, improve and repair said streets or avenues whenever the public or private convenience may require.

Gas, or water companies, or private individuals who shall take up pavement or excavate the street for the purpose aforesaid, being always required as by the present city ordinance to restore the street to its former condition.

§ 19. In case said company shall fail to keep the said streets and avenues in repair, the said company shall be laid in repair, as herein provided, and shall neglect to make such repairs for two days, after notice in writing from the street commissioners or other officers having supervision of repairs of streets or avenues, served upon the superintendent or other managing officers of said railroad, specifying the repairs, the said common council shall have the right to cause such repairs to be made, and to assess the expense thereof upon the property of said company, or sue for and collect the same of said company.

And in case said company shall fail to comply with any of the rules and regulations of the Common Council herein contained or provided for, the said company shall pay to the city a penalty of Twenty-five Dollars for each and every violation; and if the said company shall refuse or neglect to comply with any of such rules and regulations, after notice served in writing on the superintendent or other managing officer of said railroad requiring compliance, the said company shall pay to the city an additional penalty of Twenty-five Dollars for each and every day during which such violation is continued.

Provided however, that an action for such penalty or penalties shall be brought within two months from the time of such violation.

§ 20. The construction of said railroad shall be commenced within four months from the passage of this resolution, and said railroad shall be completed in and upon all the streets and avenues herein before mentioned, and the cars running thereon within three years thereafter.

§ 21. It is expressly provided hereby, that a majority of the directors of said railroad company shall at all times be residents of the said city of Rochester.

§ 22. That said company shall not be permitted to use or run any other than passenger cars upon said railroad within the corporate limits of said city of Rochester between the hours of six o'clock in the morning and eight o'clock in the evening, except for the purpose of conveying the baggage of passengers when necessary, between the New York Central and Genesee Valley railroad depots.

§ 23. Should said company fail to complete said railroad, and commence running their cars within the time limited by these rules, or should said company within the time limited by this grant neglect to run cars or stearns on said railroad after the completion thereof, for the accommodation of the public, as provided by the rules and regulations of the Common Council, for the space of two consecutive months, then the said company shall forfeit all privileges and rights which they may have acquired by said grant or by the use or possession of said streets and avenues; and in such case the city of Rochester reserves the right to cause all obstructions and materials placed in said streets or avenues by said company to be removed therefrom, and said streets and avenues put in as good condition and repair as they were before said materials and obstructions were placed therein, and the expense thereof shall be paid to said city by said railroad company; and said city, also, in such cases reserves the right to grant the same rights and privileges to any other person or persons, corporation or corporations, free from all charge or liabilities for damage on account thereof.

§ 24. It is expressly provided hereby that the said grant, and the powers, rights and privileges proposed to be conferred to said company, shall, and they are hereby limited to the period of thirty years, from and after the date of acceptance of the same by said railroad company.

§ 25. This resolution or grant shall not be binding on said city, unless formally accepted by said railroad company, within sixty days, in such manner as shall legally bind said company to perform the same on their part, and as shall be approved by the Attorney of said city.

§ 26. If by reason of any act, omission or neglect of the said railroad company, its officers or agents, the corporation of the city of Rochester shall be subjected to any damages or liability, the said railroad company shall be liable to the said city to the same extent.

§ 27. The said railroad corporation, and any other corporation or company, which has been or may be hereafter organized to construct, or operate a railroad in the streets of said city, shall, as often as once a week, remove all dirt, filth, snow and ice from the surface of the street inside the rails, and for a foot or four inches outside thereof; and in case any such company or corporation shall refuse or fail to comply with this ordinance, it shall pay to said city a penalty of Twenty-five Dollars for each and every day it shall so refuse or neglect.

§ 28. 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 be necessary for the city of Rochester to give its assent in writing, within five days from the service of its president or secretary of a copy of this resolution, then the consent of the city of Rochester to the construction, maintenance, and operation of such street railroad within the limits of said city, is hereby withdrawn.

This ordinance shall take effect immediately.
AN ORDINANCE TO REGULATE THE STORAGE AND KEEPING OF CRUDE PETROLEUM, OR ANY OF ITS PRODUCTS, WITHIN THE CORPORATE LIMITS OF THE CITY OF ROCHESTER.

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

SECTION 1. No person shall keep upon sale, or store in any place or building within the corporate limits of the city of Rochester, any crude petroleum, earth or rock oil, or any of its products, except under the following provisions:

§ 2. Crude petroleum, earth or rock oil, or any of its products may be stored in detached and properly ventilated warehouses, the exterior walls of which shall be of stone, brick or iron, specially adapted to that purpose by having raised sills at least two feet high, or the ground floor of which shall be at least two feet below the level of the street or adjoining land in such such manner as to effectually prevent the overflow of such substances beyond the premises where the same may be kept or stored, which said warehouse shall not be occupied in any part as a dwelling, and if less than fifty feet from any adjacent building, the same must be separated by a brick or stone wall at least ten feet in height and sixteen inches thick.

§ 3. No refined petroleum or kerosene oils shall be kept upon sale or stored within the corporate limits of said city the fire test of which shall be less than one hundred and ten degrees Fahrenheit; said test shall be determined by the Fire Marshal, using G. Tagliabue's or other improved instruments; the barrels or packages containing the same to be legibly stamped or marked with said marshal's official stamp or mark. When stored above the cellar or basement of any store or building, and in barrel; of not over forty-five gallons each, or metallic vessels or tanks, for the convenience of retailing, the quantity of such refined oil so stored shall not exceed the contents of ten barrels. When packed in hermetically sealed metallic packages the quantity so stored shall not exceed one hundred barrels. When stored in cellars or basements surrounded by walls of brick or stone, and at least two feet below the level of the sidewalk, street, or land adjacent, the quantity so stored shall not exceed the contents of one hundred and fifty barrels, unless stored in warehouses specially adapted for that purpose, as provided under section two of this act; provided also, that no quantity of said oils greater than five barrels shall be stored or kept in any building occupied in any part thereof as a dwelling. Benzine or naphtha may be kept or stored under the provisions of this section, as follows: When stored above the cellar or basement, the quantity so stored shall not exceed the contents of ten barrels; when stored in the cellar or basement, the quantity so stored shall not exceed ten barrels; when stored in a building any part of which may be occupied as a dwelling, the quantity so stored shall not exceed three barrels, provided that nothing in this ordinance contained shall prevent the storage of crude or refined petroleum in wrought iron tanks detached from any building, and especially adapted to that purpose, or in other tanks so constructed that the top shall be at least two feet below the level of the street or adjoining land, and covered with at least one foot of earth when such tanks are appurtenant to or connected with a refinery, with the approval of the Fire Marshal.

§ 4. In no case shall any of the articles recited in this ordinance be allowed to remain on any sidewalk beyond the front line of any building, or any street, &

longer time than is actually requisite for the storage, shipment or delivery of the same, nor after sunset.

§ 5. It shall be the duty of the Fire Marshal to make an examination of all premises wherea either of the articles mentioned in this ordinance may be kept or stored, and to report any violation of this ordinance at once to the City Attorney, to enforce the same.

§ 6. Any person or persons who shall offend against any of the provisions of this ordinance shall, if the offence be against the before noted prescribed fire vest and marking for refined petroleum, kerosene and machinery oil, pay a fine of not less than Fifty Dollars nor more than Five Hundred Dollars; and for the excess over the quantity of said merchandise herein defined and permitted, a fine of Two Hundred and Fifty Dollars shall be paid for each day such excess was made, and for any of said merchandise improperly encumbering the sidewalks or streets, as noted in section four of this ordinance, a fine of Twenty-five Dollars shall be paid for each day such article shall remain, after having been notified to remove the same.

§ 7. All fines and penalties that may be imposed and collected for violations of this ordinance, after payment of the necessary expenses of prosecution, shall be paid to the Treasurer of said city, and shall belong to the poor fund of said city.

§ 8. Any person who shall in any manner change the mark so put upon such barrel or package by the Fire Marshal, or shall knowingly put upon such barrel or package a false or fraudulent mark, shall pay a fine of Twenty-five Dollars for each barrel or package aforesaid; and any person who shall purchase or sell any empty barrel or package aforesaid with the inspection marks thereon, or who shall fraudulently use any barrel or package so marked for the purpose of selling any other article of a quality or quantity different from that of the barrel or package, shall be liable penalty for each barrel or package so purchased, sold or used.

§ 9. Upon the recovery of a judgment for a violation of any of the provisions of this ordinance, an execution shall be issued, directing the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe County Penitentiary for the period of Thirty Days.

AN ORDINANCE RELATING TO KEROSENE AND OTHER OILS.

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

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

AN ORDINANCE TO PREVENT ANIMALS FROM RUNNING AT LARGE IN THE PUBLIC HIGHWAYS IN THE CITY OF ROCHESTER.

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

SECTION 1. It shall not be lawful for any cattle, horses, sheep, swine or geese, to run at large in any public street, lane, alley, park or square within the city of Rochester.

§ 2. It shall be lawful for any person to seize and take into his custody and possession any animal which shall be in any public street, lane, alley, park or square, contrary to the provisions of the foregoing section; and it shall be lawful for any person to take into his custody and possession any animal which may be trespassing upon premises owned or occupied by him.

§ 3. It shall be lawful for the Mayor to employ two or more suitable persons, whose duty it shall be to seize and take into custody and possession, and keep in some safe and convenient place within said city, and at the expense thereof, any animal which may be running at large contrary to the provisions of section one of this ordinance; and each person employed in pursuance of this section shall receive for his services a suitable compensation, to be fixed by the Common Council, out of the highway fund.

§ 4. Whenever any such person shall seize and take into his custody and possession an animal under authority of the two preceding sections, it shall be the duty of such person to give immediate notice thereof to a Judge of the Municipal Court of said city; and such judge shall thereupon give notice by affixing the same in six public and conspicuous places in said city, one of which shall be the outer door of the court

house, that such animal or animals will be sold at public auction at some convenient place in said city, not less than ten days nor more than thirty days from the time of affixing such notice, to be specified in such notice. At the time and place mentioned in said notice, the said judge shall proceed to sell the said animal or animals for cash, and out of the proceeds thereof shall, in the first place, retain the following fees and charges for his services in giving said notice and making said sale, viz:

For every horse sold, two dollars; for every cow or calf, or other cattle, one dollar; for every sheep or swine, one dollar; for every goose, twenty-five cents; and shall then pay to the Treasurer of said city, for the benefit of the highway fund, the sum following, that is to say: For every horse so seized and sold, two dollars; for every cow or calf, or other cattle, and for every sheep or swine, one dollar; together with reasonable compensation to be estimated by such judge for the care and keeping of said animal or animals, from the seizure thereof to the time of the sale.

If there shall be any surplus moneys arising from said sale, the judge shall retain the same in his own hands, and pay the same to the owner or owners of said animal or animals, after a reasonable demand therefor, and satisfactory proof of such ownership, provided such owner or owners shall appear and claim such surplus moneys within one year after such sale. And if the owner or owners of such animal or animals shall not appear and demand such surplus moneys within one year after such sale has been made, he shall be forever debarred from recovering any part of such moneys, and the same shall be paid to the Treasurer of said city for the benefit of the highway fund, and the Treasurer's receipt therefor shall be a legal discharge to said judge.

§ 5. Any owner of any animal which shall have been seized under and pursuant to the foregoing provisions, may at any time before the sale thereof, demand, and shall be entitled to the possession of such animal, upon the payment to him of the several sums herein before required to be paid to the said judge and to the said City Treasurer, including a reasonable compensation for the seizure, care and keeping of such animal, to be estimated and paid to such judge, and upon making to such judge satisfactory proof of ownership. And if such owner shall make such demand and proof, at least three days before the time appointed for such sale, he shall be entitled to the custody and possession of such animal, upon paying one-half of the several sums above mentioned, together with the whole amount of compensation awarded by the said judge. If no notice shall have been given to a Judge of the Municipal Court of said city, in pursuance of section four of this ordinance, the owner of any animal so seized shall be entitled to the possession of the same, upon paying to the City Treasurer or other authorized agent of the city the expenses of keeping the same, and the following fees, to wit: For every horse, one dollar; for every cow, calf or other cattle, one dollar; for every sheep or swine, fifty cents; for every goose, which shall be added to the City Treasurer by the person so receiving the same, to the credit of the highway funds.

§ 6. In case the animal so seized under the foregoing provisions of this act, shall have been so running at large or trespassing by the willful act of any other person than the owner, to effect that object, such owner shall be entitled to the possession of such animal by making the demand therefor, and the proof required in the next preceding section, and paying to the City Treasurer the amount of compensation fixed by such judge for the care and keeping of such animal, and without paying any other charges; and the person committing such willful act shall be liable to a penalty of Twenty Dollars, to be recovered at an action at law at the suit of the owner of such animal.

§ 7. Any person who shall hinder or resist any officer or other person while attempting to take into his possession, or after he shall have taken into his possession, any animal running at large, in violation of the preceding sections of this ordinance, or who shall rescue, or attempt to rescue, said animal after being so seized by any officer or other person, or who shall break or injure any pound or other place in which such animal shall be confined in pursuance to the previous sections of this ordinance, shall be liable to a penalty of Ten Dollars for each offence.

§ 8. Every execution issued upon a judgment recovered for a violation of any of the preceding sections of this ordinance shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe County Penitentiary for the period of not less than One Day, nor more than Twenty Days.

AN ORDINANCE TO REGULATE THE REPAIR AND CONSTRUCTION OF WOODEN AWNINGS IN THE CITY OF ROCHESTER.

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

SECTION 1. The owners of all wooden awnings now

being erected, or which have been heretofore, or shall be hereafter erected in the city of Rochester, are here-
by required to construct upon them conductor pipes
which shall convey the water from them to the gut-
ters of the streets; and also to construct or repair such
awnings in such a manner that they shall protect the
sidewalks from leakage. Any person who shall refuse
to comply with any of the provisions of this ordinance
within five days after the service upon him of a copy
thereof by the city Superintendent, shall be liable
to a fine of Ten Dollars.

§ 2. Upon the recovery of a judgment for a violation
of any of the provisions of this ordinance, an execu-
tion shall be issued, directing the amount to be col-
lected of the property of the defendant, if any such
can be found, and if not, then to commit the defend-
ant to the Monroe county penitentiary for the period
of Thirty Days.

**AN ORDINANCE RELATING TO PUBLIC LAMPS AND
LAMP-POSTS.**

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

SECTION 1. Any person who shall carelessly or mali-
ciously break or deface, or in any way injure any of
the public lamps or lamp posts, illuminated clock
posts or standards, in this city, shall forfeit the pen-
alty of Ten Dollars for each and every offence.

§ 2. Any person who shall light, or cause to be light-
ed, or put out, or cause to be put out, or who shall in
any way intermeddle with any of the gas or kerosene
lamps of this city, without authority from the Com-
mon Council, shall forfeit the penalty of Ten Dollars
for each and every offence.

§ 3. Any person who shall, without authority, climb
upon or tie or fasten any horse or other animal to any
of the public lamp posts in this city, shall forfeit the
penalty of Ten Dollars for each and every offence.

§ 4. Every execution issued upon a judgment recov-
ered for a violation of this ordinance, shall com-
mand 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 peni-
tentiary for the period of Ten Days.

AN ORDINANCE RELATING TO STONE QUARRIES.

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

SECTION 1. Every owner, occupant or lessee of any
stone quarry or premises heretofore used for quarry-
ing stone therefrom within the city of Rochester, shall
cause the same to be filled with earth even with the
surface of the ground before any excavations were
made therein; or shall cause the water thereon to be
drained therefrom and said quarries or excavations
kept dry, and the water prevented from accumulating
or standing therein, under the penalty of Fifty Dol-
lars for each offence, to be sued for and recovered
from the owner, occupant or lessee thereof, severally
and respectively.

§ 2. Every owner, occupant or lessee of any stone
quarry or premises heretofore used or may hereafter
be used for quarrying stone thereon within the limits
of said city, who shall neglect or refuse to comply
with this ordinance, and shall suffer or permit his, her
or their premises used as aforesaid to remain open and
not filled up, or water to accumulate and stand there-
in, without being drained therefrom for the space of
thirty days, shall forfeit and pay a penalty of Fifty
Dollars for every thirty days his, her or their premises
shall so remain after the passage of this ordinance, to
be sued for and recovered from the owner, occupant
or lessee thereof, severally and respectively.

§ 3. Every person who shall hereafter quarry any
stone, or make any excavations for the purpose of
quarrying stone or otherwise, upon lands or premises
within the limits of said city, or who shall suffer or
permit any stone to be quarried or excavations made
upon premises owned or occupied by them within the
limits aforesaid, shall immediately thereafter, and as
fast as said stone are quarried or excavations made,
cause said premises to be filled with earth even with
the surface of the ground before any excavations
were made therein or stone quarried therefrom, and
shall prevent the water from accumulating or stand-
ing therein, under a penalty of One Hundred Dollars
for each offence, to be sued for and recovered from
each respectively.

§ 4. Every execution issued upon a judgment recov-
ered for a violation of any of the provisions of this
ordinance shall command the amount to be made of
the property, if any such can be found; and if not,
then to commit the defendant to the Monroe county
penitentiary for a period of Thirty Days.

**AN ORDINANCE RELATING TO THE USE OF SCALES
FOR SELLING MEATS AND FISH.**

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

SECTION 1. No person or persons shall use within the
limits of the city of Rochester, for weighing fresh

meats or fish sold by the pound, any small spring bal-
ance scale without pan and bow, and which will not
weigh more than one pound more, under a penalty of Five
Dollars for each offence.

§ 2. Every execution issued upon a judgment recov-
ered for violation of any of the provisions of this or-
dinance 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 Mon-
roe county penitentiary for a period of not less than
Five, nor more than Ten Days.

**AN ORDINANCE RELATING TO THE DEPOSIT OF
RUBBISH IN THE GENESEE RIVER AND MILL
RACES.**

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

SECTION 1. No person shall cast or deposit into the
Genesee river above the upper Genesee falls, or into
any of the mill races, any shavings or other substance
which may tend to obstruct the free passage of water
in any mill race, or in anywise interfere with the
gates, race, or any machinery which such water
contemplated to propel, under a penalty of Five Dol-
lars for each offence.

§ 2. Every execution issued upon a judgment for a
violation of the foregoing section shall command the
amount to be made out of the property of the defend-
ant, if any such can be found. If not, then it shall be
lawful for the justice to commit the defendant to the
Monroe county penitentiary for a period not exceed-
ing Five Days.

**AN ORDINANCE FOR THE PROTECTION OF FIRE
ALARM TELEGRAPH IN THE CITY OF ROCHESTER.**

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

SECTION 1. Any person who shall make or cause to be
made or have in his possession any key, impression or
duplicate of any signal box of the fire alarm telegraph
in said city, without the express permission or au-
thority of the Executive Board of said city, shall for-
feit and pay a penalty of Ten Dollars for each of-
fence.

§ 2. No person shall give or cause to be given a false
alarm with intent to deceive, or to pull the slide of
any station or signal box, except in case of fire in said
city, or to tamper, meddle or in any way interfere
with said signal boxes or any part thereof, or to cut,
break, injure, deface or remove any of said boxes, or
any part or portion thereof, or any wires or supports
thereof, connected with any part of said fire alarm
telegraph, or to make any connection or communica-
tion therewith, so as to interrupt or interfere with
the proper working of the same, or with intent to in-
jure, break or destroy any machinery or fixtures con-
nected therewith, except the owner, agent or occu-
pant of any house or building, or other private prop-
erty, on which such telegraph or any part thereof may
be suspended or otherwise; provided such owner,
agent or occupant give notice of the same to the Ex-
ecutive Board. Any violation of the provisions of this
section shall forfeit and pay a penalty of
One Hundred and Fifty Dollars.

§ 3. Every execution issued upon a judgment recov-
ered for a violation of any of the provisions of section
1 of this ordinance shall command the amount to be
made of the property of the defendant, if any such
can be found, and if not, then to commit the defend-
ant to the Monroe county penitentiary for a period
of Ten Days; and for a violation of any of the provisions
of section 2 of said ordinance shall command the
amount to be made of the property of the defendant,
if any such can be found, and if not, then to commit
the defendant to the Monroe county penitentiary for
a period not exceeding Ninety Days.

**AN ORDINANCE RELATING TO FIRES AND THE
FIRE DEPARTMENT.**

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

SECTION 1. The Fire Marshal and Chief Engineer of
the city of Rochester, under the direction of the Ex-
ecutive Board, shall furnish to the Mayor, each mem-
ber of the Executive Board, press reporters and in-
surance agents of said city, a suitable badge by which
they may be designated.

§ 2. Every person acting as a member of the fire de-
partment, while on duty attending fires, shall wear
such badge in some conspicuous place on his person,
so that he may be known and distinguished as such.

§ 3. No person shall wear a badge corresponding to
those worn by the members of the fire department of
said city, at any fire therein, except the Mayor, mem-
bers of the Executive Board, press reporters and in-
surance agents.

§ 4. No person shall enter any dwelling, store or
building that may be on fire, or adjacent thereto, dur-
ing the continuance thereof; nor remove, assist, or
attempt to remove any personal property therein,

without the permission of the Fire Marshal or Chief Engineer of the fire department of said city, without having on a badge recognized by the Fire Marshal, except owners of property therein or their agents, the police commissioners, police officers, the Mayor, members of the Executive Board, press reporters, and insurance agents. Nor shall any person, during the continuance of any fire in said city, in any manner hinder, delay or obstruct the members of the fire department, police officers, or other officers of said city in suppressing such fire or the removal of property liable to be consumed thereby.

§ 5. A receipt shall be given for each badge delivered by the Fire Marshal, and all persons holding such badges are prohibited from selling, lending or giving them away; and said badges are to be returned to the Fire Marshal when demanded by him, or when they cease to be entitled to them, by expiration of their term of office or otherwise.

§ 6. No person shall ride or drive any sleigh, carriage, cart, wagon or other vehicle upon or across any hose used by the fire department of the city of Rochester in any street, lane, alley or other place in said city under a penalty of Ten Dollars for each offence.

§ 7. Every person offending against any of the provisions of sections 2, 3, 4 and 5 of this ordinance, shall, upon conviction thereof, forfeit and pay a penalty of Twenty Five Dollars for each offence. Every execution issued upon a judgment on the violation of any of the provisions of this ordinance shall command the amount to be made of the property of the defendant, if any can be found, and if not, then it shall be lawful to commit the defendant to the Monroe county penitentiary for the period of Ten Days.

AN ORDINANCE RELATING TO SEALING ALE, BEER, AND CIDER CASKS.

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

SECTION 1. No person or persons shall hereafter sell or dispose of within the limits of the city of Rochester any ale, beer or cider by the barrel, cask or package, without having the cask, barrel or package containing the same gauged and stamped by the City Sealer, and the capacity of each stamped thereon, under a penalty of Five Dollars for each and every barrel, cask or package so used or disposed of.

It shall be the duty of the City Sealer to gauge and stamp all barrels, casks or other packages used for the sale and delivery of ale, beer and cider, whenever requested, upon reasonable notice, and upon being paid for each and every barrel, cask or package so gauged and stamped, the sum of five cents for each barrel, and the sum of three cents for each cask or package containing less than a barrel.

AN ORDINANCE RELATING TO MOVING DEAD ANIMALS THROUGH THE STREETS.

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

SECTION 1. It shall be unlawful for any person to convey any dead animal through or on any of the streets of the city of Rochester without having the same carried on a cart, truck or wagon, and covered so that no part of the same be exposed to view.

§ 2. Any person violating section one of this ordinance shall forfeit and pay the penalty of Fifteen Dollars for each offence, the amount to be collected from the property of defendant, if any be found, and if not, that he be sent to the penitentiary for the period of Ten Days.

AN ORDINANCE IN RELATION TO CERTIFICATES OF DEATHS AND BURIALS IN THE CITY OF ROCHESTER.

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

SECTION 1. Whenever any person shall die in the city of Rochester, it shall be the duty of the physician who attended said person during his or her last sickness, or of the Coroner when the case comes under his notice, to furnish, within forty-eight hours after death, to the undertaker, or other person superintending the burial (on being applied to for that purpose), a certificate, setting forth, as far as the same can be ascertained, the full sex, color, age and color of the person, whether married or single, the occupation, nativity, cause and date of death of the person deceased.

§ 2. That no person having in charge as sexton or otherwise any vault, burying ground or cemetery within the said city shall inter or allow to be interred, in any place or at any time to be placed in any such vault, burying ground or cemetery, the dead body of any person; nor shall any undertaker or other person remove the dead body of any person who had died in the said city, and has not been buried at any place beyond the limits of the said city, without in either case first procuring the certificate of the attending physician or of the Coroner. In case any person shall die without the attendance of a physician, or if the physician refuses

or neglects to furnish a certificate as aforesaid, it shall be the duty of the undertaker, or of any other person acquainted with the facts, to report the same to the Mayor (or some person duly empowered by him), who shall be authorized to give a certificate of death as aforesaid, provided it be not a case requiring the attendance of the Coroner. Every sexton or other person having charge of any vault, burying ground or cemetery within the said city, and every undertaker or other person who shall remove any dead body from or out of the said city, shall return the said certificate to the Health Officer of the said city before twelve o'clock M. on the last day of each and every month, accompanied by a schedule of the same, which return shall be published monthly by the Health Officer, in such manner as may be authorized by the Board of Health.

Whenever a body is to be removed from or out of the city for the purpose of interment in a cemetery other than the ones in common use by our citizens, the certificate of death from the attending physician shall be left with the Health Officer of the city, who shall issue a permit for the removal of such dead body provided, however, that the death did not occur from a contagious or infectious disease. In the absence of the Health Officer from the city, or inability to perform said duty, the Clerk of the Board of Health shall be vested with the power above conferred on the Health Officer.

§ 3. That in case any physician or coroner shall refuse or neglect to furnish such certificate as aforesaid, he shall forfeit and pay the sum of Ten Dollars for each offence; and every undertaker, sexton or other person removing the dead body of any person, or having in charge any vault, burying ground or cemetery, who refuses or neglects to perform any of the duties required by this ordinance, shall forfeit and pay for every such offence the sum of Twenty-five Dollars, which sum shall in every case be recoverable in the manner as prescribed by the penal ordinances of said city, and for the benefit of any pest-house or hospital in said city.

§ 4. That the Health Officer shall keep a full and correct registry of all such certificates of deaths as aforesaid in a book properly ruled and headed, which book shall be furnished at the expense of the city, and which shall at all times be accessible to the Mayor, members of the Common Council, city officials and physicians. There shall be a general index kept on separate pages, or in a separate book, in alphabetical order, pertaining to the entries in said registry.

§ 5. That the Health Officer shall at the end of each official year report to the Mayor and Common Council a full and concise statement of the doings of the Board of Health, a classified statement of the number of deaths in said city, and causes of the same; the number of visits and prescriptions made for the benefit of the sick poor by the city physicians, and the general labor of the health inspectors, together with a full statement of the sanitary condition of the city, and such other recommendations or facts as may be of benefit to the promotion of health among the inhabitants of the said city.

AN ORDINANCE RELATING TO THE SALE OF FOREIGN FRUITS.

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

SECTION 1. No person or persons shall sell or peddle in wagon or other vehicle, any oranges, lemons or other foreign fruits, in the public streets of said city, without license, under a penalty of Twenty-five Dollars for each offence.

§ 2. The above penalty shall be collected from the property of the defendant, if any, but if not, the defendant shall be sent to the Monroe County Penitentiary for the period of Fifteen Days.

AN ORDINANCE RELATING TO BARRIERS AND LIGHTS AT EXCAVATIONS.

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

SECTION 1. Every owner, agent, occupant or contractor who shall hereafter, for any purpose, cause any excavation to be made upon the sidewalk in any of the streets, lanes or alleys of said city, and shall leave any part or portion thereof open, or shall leave said street, lane or alley obstructed with rubbish, building or other material, during the night time, shall cause the same to be enclosed within suitable barriers, and place lights at each end thereof, which lights shall be kept burning at all hours of the night.

§ 2. Every resident owner, agent or occupant (in case the owner is a non-resident), who shall for any purpose cause any excavation to be made in front of his or her premises, upon the sidewalk, or in any street, lane or alley in said city, the said owner or occupant shall provide and place such barriers and lights therefor as in the last section provides.

§ 3. Every person violating the provisions of this ordinance shall pay a penalty of Twenty-five Dollars for each and every such violation; 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.

AN ORDINANCE RELATING TO KEEPING HOGS OR SWINE IN THE CITY OF ROCHESTER.

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

SECTION 1. No person or persons shall keep on their premises, within the corporate limits of the city of Rochester, any hogs or swine, unless they first obtain the written consent of all owners and occupants of lands within five hundred feet.

§ 2. Any person violating this ordinance, after being notified as hereinafter provided, shall be deemed guilty of maintaining a nuisance, on their premises, and shall be liable to a fine of Three Dollars for the first offence, and Five Dollars for each subsequent conviction.

§ 3. It shall be the duty of the Health Inspector to give all persons in their respective districts five days' notice to remove all such hogs or swine from their premises unless such consent shall have been obtained as provided in section 1.

Such notice shall consist of a certified copy of this ordinance by the City Clerk.

AN ORDINANCE TO PREVENT IMPROPER DISTURBANCES IN PUBLIC GATHERINGS.

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

SECTION 1. No person shall make, aid, countenance or assist in making any noise or disturbance by whistling, or indulge in any improper conduct or conversation to the annoyance or disturbance of any person in any church, public hall or theatre, or in any room or building where any number of persons are assembled to hear any lecture or concert, or to see any dramatic or other theatrical play or exhibition of any kind, under a penalty of Ten Dollars for each offence.

§ 2. Every execution issued upon a judgment recovered for a violation of this ordinance, shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe County Penitentiary for the period of Ten Days.

AN ORDINANCE IN REFERENCE TO AWNINGS.

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

SECTION 1. Every owner, agent or non-resident owner, or occupant of any house or other building, shall during the winter season and during the time in front of such house or other building free from snow, ice, and all dirt, filth or other obstruction, under a penalty of Three Dollars for each offence.

§ 2. Any penalty recovered for the violation of this ordinance shall be collected out of the property of the defendant, and in default of payment or collection the defendant shall be imprisoned in the Monroe County Penitentiary for the period of Twenty Days.

AN ORDINANCE RELATING TO THE BURIAL OF DEAD IN MOUNT HOPE CEMETERY.

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

SECTION 1. No person not a resident of the city of Rochester shall hereafter be buried within the limits of Mount Hope Cemetery, unless such person shall have been the owner of a lot or part of a lot therein, or unless the owner of some lot shall authorize the burial of such person on his or her lot; or unless, before the burial of such person there shall have been paid to the Commissioners or Superintendent of said cemetery the sum of eight dollars, for the cost and expenses of such burial, and a permit for such burial shall have been granted by them or either of them. This section shall not, however, apply to non-residents or strangers who may have come to their decease within the limits of the said city.

§ 2. No person shall hereafter convey, or cause to be conveyed, through the streets of the city of Rochester, the remains of any person deceased, whose death shall have resulted from any infectious, contagious or pestilential disease, and who was a non-resident of said city, unless a permit therefor in writing shall have been obtained from the Health Officer of the city.

§ 3. Any person violating either of the foregoing provisions shall, upon conviction, be subject to a penalty of Twenty five Dollars, and in default of the payment of said sum shall be imprisoned in the Monroe County Penitentiary for the period of Sixty Days.

AN ORDINANCE FOR KEEPING IN ORDER LOTS IN MOUNT HOPE CEMETERY.

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

SECTION 1. Any person may pay to the Treasurer of Mount Hope Cemetery a sum of money not less than ten or more than one thousand dollars, for the purpose of keeping in order any lot or parcel of land in such cemetery; and thereafter the interest obtained on such sum shall, from time to time, as occasion may require, be expended on such lot or parcel of land by or under the direction of the Commissioners of said cemetery.

§ 2. The Treasurer of Mount Hope Cemetery shall immediately deposit such sums of money in such savings bank or banks as the Commissioners of said cemetery shall direct, which moneys shall be kept in special deposit, on interest, apart from all other moneys belonging to Mount Hope Cemetery.

§ 3. None other than the interest which shall accrue on such moneys shall be drawn from such savings banks, except for permanent investment in registered bonds of the United States, the State of New York, the County of Monroe, or the City of Rochester; and such bonds shall be registered in the names of the Treasurer and Commissioners of Mount Hope Cemetery.

§ 4. All moneys drawn from any savings bank, in pursuance of this ordinance shall be drawn by a check signed by the Treasurer and countersigned by a majority of the Commissioners of Mount Hope Cemetery.

§ 5. To each person making any payment or deposit for the purpose of keeping any lot in repair in Mount Hope Cemetery, the Treasurer shall give a certificate signed by himself and by a majority of the Commissioners of Mt. Hope, and by the City Clerk, and to which the City Seal shall be attached, which certificate shall be in substantial to the following form:

MOUNT HOPE CEMETERY,
ROCHESTER, N. Y., 188-.

We do hereby certify that _____ has paid into our hands _____ dollars, for the purpose of keeping in order lot No. _____ in section _____ (or range No. _____) in Mount Hope Cemetery; in consideration whereof, the interest which shall be obtained on that sum, shall, hereafter, from time to time, as occasion may require, be expended on said lot, as provided by an ordinance passed by the Common Council of the city of Rochester, on the _____ day of _____, 1872.

§ 6. The Commissioners of said cemetery shall cause to be entered in a register, to be kept for that purpose at the office of said cemetery, the name of the person, the description of the lot, the amount paid and the date of payment, and the City Clerk shall enter the same particulars in a duplicate register, to be kept in his office, and proper alphabetical indexes shall be made of the names so entered.

§ 7. In no event shall the city ever be liable to repay the principal paid under this ordinance, but shall be liable for the faithful discharge of all its provisions.

AN ORDINANCE IN REFERENCE TO RAILROADS.
The Common Council of the City of Rochester do ordain as follows:

SECTION 1. No engineer, fireman or other person shall back any engine, or engine with cars attached, across any street, lane, alley or park within the limits of the city of Rochester, during the night time, for any purpose, without having a light upon the rear end of the tender of said engine, in case that comes first across said street, lane, alley or park, or upon the end of the car that shall first cross any street, lane, alley or park, under a penalty of One Hundred and Fifty Dollars for each offence.

AN ORDINANCE IN RELATION TO DRAINING PRIVY VAULTS.

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

SECTION 1. No owner or occupant of any building or premises within the limits of the city of Rochester shall conduct or discharge, or cause to be conducted or discharged, the contents of any privy, box or vault into any sewer, except where such sewer in front of the premises shall have sufficient capacity and flow of water therein to immediately carry off the same.

§ 2. Any person violating the provisions of the foregoing section, on conviction, shall be liable to a fine of Twenty-five Dollars, for which execution may issue, and in default of payment or collection, such person may be imprisoned in the Monroe county penitentiary for the period of Sixty Days.

AN ORDINANCE TO PREVENT THE COMMITTING OF NUISANCES IN PUBLIC AND PRIVATE BUILDINGS IN THE CITY OF ROCHESTER.

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

SECTION 1. No person shall hereafter commit any nuisance in any privy or water closet, in any private or public building in the city of Rochester, or shall defile, deface, or divert the same to any other use or purpose than that for which the same was intended.

§ 2. No person shall mar, deface, or tarnish the walls or ceilings of any private or public building in said

city.

§ 3. Any person violating either of the foregoing sections or provisions, shall, upon conviction, be subject to a fine of Ten Dollars for each offense, and in default of payment, shall be sentenced to the Monroe county penitentiary for a period not exceeding Twenty Days.

AN ORDINANCE IN RELATION TO CROSSING VINCENT PLACE BRIDGE IN THE CITY OF ROCHESTER.

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

SECTION 1. No person or persons shall ride or drive, or cause to be rode or driven, any horse, mare, gelding, or other animal, upon or over Vincent place bridge, in the city of Rochester, faster than a walk, under a penalty of Twenty five Dollars for each offense.

§ 2. Every execution issued upon a judgment recovered for a violation of this ordinance, shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for a period not exceeding Twenty Days.

AN ORDINANCE REGULATING THE REMOVAL OF KITCHEN GARBAGE AND OFFAL.

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

SECTION 1. The Board of Health of the city of Rochester shall have power and is hereby empowered to take such measures as they shall deem effectual, for the removal of garbage and offal from the city of Rochester, and shall be governed by the following rules and regulations.

§ 2. No person shall engage in the business of collecting and transporting kitchen garbage and offal in the city of Rochester (except the persons acting under the direction of the Board of Health), without having obtained a permit from the Mayor or Health Officer, authorizing such person to engage in the business, in conformity with the rules and regulations of the Board of Health.

§ 3. All carts and other vehicles for removing kitchen garbage and offal, shall be so constructed as to be water tight and securely covered on the top. They shall have, permanently painted in white letters upon both sides thereof, the proper name of the contractor and the number of his district, which name and number shall be plainly and intelligibly displayed and always kept clean and exposed to public view when the carts or other vehicles are in use; and at all times subject to the inspection of any police officer or citizen. All such carts and vehicles shall always be kept clean, and shall be so loaded and driven that none of their contents shall fall or spill therefrom.

§ 4. Owners, tenants and occupants of houses shall provide suitable receptacles (not larger than a half barrel) for holding kitchen garbage and offal, and shall deliver the same promptly when called for by the properly authorized persons. No boxes, buckets, or other receptacles used for the purposes aforesaid, shall be placed upon any sidewalk, or in any public place whatever.

§ 5. Contractors shall call regularly at all dwellings and all other buildings, and remove promptly, and in as cleanly a manner as possible, all kitchen garbage and offal that may be offered, and return the receptacles to the houses or yards from which received. They shall also collect and remove all garbage and offal which by accident or otherwise may have been put upon the sidewalks, courts or alleys, by residents, occupants or persons having charge of dwellings and all other buildings.

§ 6. The carts or vehicles shall be sent at a regular hour through every street, lane or highway, and adequate notice shall be given by the ringing of a bell to the occupants of all buildings they are about to approach for the removal of kitchen garbage and offal.

§ 7. No person engaged in collecting and in transporting kitchen garbage and offal, shall do or permit to be done, anything in connection therewith that shall be needlessly offensive or filthy, in relation to any person, place, building, premises or highways.

§ 8. No deposit of kitchen garbage shall be made within the built up portions of the city of Rochester, or upon any lot or open space lying within any portion thereof, or upon any wharf, or upon any vessel lying at any wharf, except by special permit from the Board of Health.

§ 9. No person shall place or cause to be placed any kitchen offal or filth upon any foot way, or upon any public street.

§ 10. Garbage and offal shall not be kept in the same vessel, nor removed in the same cart or vehicle with ashes and rubbish. It shall be removed once a week during the months of January, February, March, April, November and December; twice a week during the months of May and October, and three times a week during the months of June, July, August and September.

§ 11. Any person violating any section of this ordinance, shall forfeit and pay the penalty of Ten Dollars for each offense, the amount to be collected from the property of the defendant, if any be found, and if not, that he be sent to the Monroe county penitentiary for the period of Twenty Days.

AN ORDINANCE RELATING TO BILL POSTERS.

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

SECTION 1. The Mayor of the city of Rochester, or the Acting Mayor, may issue licenses to any person to post bills, cards, advertisements and other notices in said city, such licenses shall not be for the period of more than one year.

§ 2. Any person who makes a profession of posting bills for persons, companies, or corporations generally, obtaining such license shall pay to the city therefor the sum of twenty-Five Dollars, and any person, company or corporation engaged in and doing business in said city may obtain such license for the purpose of advertising the business conducted by such person, company, or corporation upon the payment to said city of the sum of One Dollar.

§ 3. Any person who shall post any bills, cards, advertisements or other notices in said city, elsewhere than on his own premises, except legal notices, without having such license, shall forfeit Five Dollars for each offense.

AN ORDINANCE IN REFERENCE TO THE USE OF WATER IN THE CITY OF ROCHESTER.

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

SECTION 1. Any person on using a hose for sprinkling streets, or for any other purpose in the city of Rochester, who shall carelessly, willfully or maliciously throw water upon any person, horse, horses, or vehicle, shall forfeit a penalty of not less than Five Dollars, and not more than Twenty-Five Dollars for each offense.

§ 2. Every execution issued upon a judgment recovered for violation of this ordinance shall command the amount to be made from the property of the defendant, if any can be found, and if not, then to commit the defendant to the Monroe County Penitentiary for a period of not less than Five and not more than Twenty Days.

ORDINANCE FOR THE PROTECTION OF FIRE ENGINES, TENDERS, HOOK AND LADDERS AND FIRE EXTINGUISHERS ON THEIR WAY TO FIRES.

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

SECTION 1. The steam fire engines, tenders or hose carts, hook and ladder, extinguisher, sack and bucket and volunteer hose companies shall have the right of way upon all streets when going to a fire or an alarm of fire.

§ 2. It shall be the duty of all teamsters, cartmen, hackmen, street car drivers and all public and private conveyances of any kind, and they shall on an alarm of fire give the right of way to said fire apparatus on their approach, under a penalty of Five Dollars for each offense.

§ 3. Unless ordered and directed by the Chief Engineer, no fire engine, hose, sack and bucket or protective companies shall run with any fire apparatus on any sidewalk between the points bounded by what is called Deep Hollow on the north, Clarissa street on the south, Williams street on the east, and the Genesee Valley Canal on the west, between the hours of 6 o'clock a. m. and 11 o'clock p. m., under a penalty of Fifteen Dollars for each offense, said amount, on conviction, to be deducted from their quarterly appropriations.

§ 4. Every execution issued upon a judgment recovered for a violation of this ordinance, shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe County Penitentiary for Thirty Days.

AN ORDINANCE RELATING TO SHADE TREES.

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

SECTION 1. Every owner or occupant of premises within the city of Rochester, shall keep the shade and ornamental trees in the public streets in front of their premises trimmed so that the branches thereof shall not be lower than nine feet from the surface of the ground, so as not in any manner to interfere or obstruct the light from the public lamps in said streets, under a penalty of Five Dollars for each offense.

§ 2. Every execution issued upon a judgment recovered for a violation of any of the provisions of this ordinance shall command the amount to be made of the property of the defendant.

AN ORDINANCE REGULATING THE SALE OF VEGETABLES.

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

SECTION 1. No person shall peddle or sell from house to house within the city of Rochester, any vegetables, fruit or garden produce, unless grown by the person so offering the same for sale, licensed for that purpose by the Common Council, under a penalty of Five Dollars for each offence.

§ 2. The Common Council shall license any proper person to sell as above on paying therefor a license not exceeding Fifteen Dollars for a year for each team or wagon used for such selling or peddling.

§ 3. Every execution issued under a judgment recovered for a violation of this ordinance shall command the amount to be made out 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 of not more than Five Days.

AN ORDINANCE REGULATING SKATING UPON THE SIDEWALKS IN THE CITY OF ROCHESTER.

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

SECTION 1. It shall be lawful for all persons, male or female, under the age of fifteen years, and residents of the city of Rochester, to skate upon the sidewalk in any street, lane or alley in the said city, except upon any of the bridges, from the first day of December to the first day of April, Sundays excepted.

§ 2. No person or persons shall skate upon any sidewalk in the city of Rochester, in such a manner as to prevent, hinder or molest any pedestrian from freely passing along the same, nor shall any person so skating make, or allow or assist in making any noise, disturbance or improper diversion in any of the streets, lanes or alleys in the said city.

AN ORDINANCE TO REGULATE THE DRIVING PARK IN THE CITY OF ROCHESTER.

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

SECTION 1. At an exhibition of any sort at the Driving Park or grounds of the Western New York Agricultural, Mechanical and Driving Park Association of Rochester, where admission shall be charged for entrance, no person shall enter such park or grounds by climbing the fence, or in any way except at the public gates, nor shall any person be allowed to remain on the fence at such time.

§ 2. Any person violating this ordinance shall be liable to a fine not exceeding Two Dollars.

§ 3. Every execution issued upon a judgment recovered for a violation of the provisions of this ordinance shall command the amount to be made out 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 or County Jail for a period of Five Days.

AN ORDINANCE FOR FURNISHING MEANS OF ESCAPE FROM FIRES.

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

SECTION 1. Every person or persons owning any public hall, or any other place used for public amusements, or any building used for manufacturing purposes, or any block leased fully or in part for tenements in the city of Rochester, shall construct and have therefrom convenient and safe facilities, doors or other modes of exit, to allow any audience to escape therefrom in case of fire, with rapidity and safety, such doors or modes of exit shall be situated in at least two different sides of any such hall or place of amusement, and shall be constructed in a manner to be approved by the Fire Marshal and Wood Building Committee of the Common Council.

§ 2. Any person failing to comply with the requirements of the above section, within two weeks after being notified so to do by the Fire Marshal, shall forfeit and pay a penalty of Ten Dollars for each day that he shall fail to comply with such requirements.

§ 3. Every execution issued upon a judgment for the violation of any of the provisions of this ordinance, shall command the amount to be made out of the property of the defendant, and if no such amount can be found, then to commit the defendant to the Monroe County Penitentiary for the period of Ten Days.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, N. Y., Nov. 11, 1880,
Gentlemen of the Common Council:

I have this day been served with a copy of summons in a suit of Oliver L. Angevine

against the city of Rochester, and have handed the papers to Mr. Fanning, the City Attorney.
CORNELIUS R. PARSONS, Mayor.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Nov. 16, 1880.

To the Honorable Common Council:

In accordance with section 29 of the revised City Charter I report the following person as having qualified and taken the oath of office:
J. H. Hopkins, Commissioner of Deeds.

LUCIUS M. MANDEVILLE,
City Clerk.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

IMPROVEMENT OF NORTH WATER STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving North Water street from Main street to the north line of Mortimer street, by constructing a Medina stone pavement averaging 32½ feet between curb lines, with curb stones and flag walks on each side thereof; that portion of the roadway over the race to be supported by wrought iron girders with arches constructed between them.

Adopted

The Surveyor submitted as such estimate \$16,000. By Ald. Chambers—Resolved, That the following improvement is expedient, viz:

The improvement of North Water street, from Main street to the north line of Mortimer street, by constructing a Medina stone pavement averaging 32½ feet between curb lines, with curb stones and flag walks on each side thereof; also the necessary crosswalks, that portion of the roadway over the race, to be supported by wrought iron girders, with arches constructed between them.

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 \$16,000, which estimate is hereby approved.

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

One tier of lots on each side of North Water street, from Main street to the north line of Mortimer 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 six per cent per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 20th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

IMPROVEMENT OF GOODMAN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Goodman street, from East avenue to the north line of College avenue, by grading said street and constructing a gravel roadway, with Medina stone curbs and gutters on each side thereof, except at intersecting streets; width of roadway to be 30 feet between curb-lines; also the necessary crosswalks, surface sewers, lot laterals and man-holes, and the necessary 15-inch pipe sewer north of University avenue.

Adopted.

The Surveyor submitted as such estimate \$10,050. By Ald. Chambers—Resolved, That the following improvement is expedient, viz:

The improvement of Goodman street, from East avenue to the north line of College avenue, by grading said street and constructing a gravel roadway, with Medina stone curbs and gutters on each side thereof, except at intersecting streets; width of roadway to be 30 feet between curb-lines; also, the necessary crosswalks, surface sewers, lot laterals and manholes, and the necessary 15-inch pipe sewer north of University 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 \$10,050, 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 Goodman street, from East avenue to the north line of College avenue, excepting all of the lots on Goodman street south of University avenue from any portion of the cost of the 15 inch pipe sewer.

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 six per cent, per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 30th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON CARTER STREET.

By Ald. Chalmers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a two-plank walk on the east side of Carter street, from North avenue to Kress street.

Adopted.

The Surveyor submitted as such estimate \$81.00.

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

The construction of a two-plank walk on the east side of Carter street, from North avenue to Kress 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 \$81.00, 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:

All the lots and parcels of land on the east side of Carter street, from North avenue to Kress street.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 172 of the Revised Charter of 1880 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 thirtieth, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

FINAL ORDINANCE—NO. 2133.

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

An ordinance to construct a plank walk four feet wide on the east side of Arlington street, from the north line of University avenue to a point 100 feet north thereof.

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

The construction of a plank walk four feet wide on the east side of Arlington street, from the north line of University avenue to a point 100 feet north thereof.

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 \$25, 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 Arlington street, from the north line of University avenue to a point 100 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, Barron, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—12.

NORTH AVENUE STONE SEWER.

The final ordinance for stone sewer in North avenue came up.

Ald. Chambers moved that the ordinance be postponed until the first regular meeting in January, 1881. Adopted.

MYRTLE STREET PLANK WALK.

Ald. Kelly moved that the final ordinance for Myrtle street plank walk be reconsidered. Adopted.

Ald. Kelly then moved that it be indefinitely postponed. Adopted.

MYRTLE STREET PLANK WALK.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet wide on the west side of Myrtle street, from a point 380 feet north of Lyell avenue, to Otis street. Also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$360.

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

The construction of a plank walk 4 feet wide on the west side of Myrtle street, from a point 380 feet north of Lyell avenue to Otis 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 \$360, which estimate is hereby approved.

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

One tier of lots on the west side of Myrtle street, from a point 380 feet north of Lyell avenue to Otis street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 30th, 1880, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

UNFINISHED BUSINESS.

Ald. Hebing moved that the resolution passed Oct. 5, in relation to petition of Bridget Flannagan be reconsidered. Adopted.

By Ald. Hebing—Resolved, That the Mayor be and he is hereby authorized to assign the tax certificate of sale of lands assessed to John Dempster, deceased, to Bridget Flannagan on her paying into the city treasury the amounts of said certificates, fees and interest. Adopted.

By Ald. Felsing—Whereas, This Common Council did on Feb. 10, 1880, pass an ordinance for the construction of a lift bridge over the Erie canal on Brown street in this city and subsequently by resolution requested the Executive Board to take no further action in regard thereto until notified by this Board; therefore,

Resolved, That the Executive Board be requested to proceed with the construction of said bridge as provided by said ordinance. Adopted.

EXECUTIVE BUSINESS.

Ald. Fee moved to proceed to ballot for Commissioners of Deeds and that the Clerk cast the ballot. Adopted.

William E. Ryan, Horace J. Tuttle, Henry W. Conklin, James H. Quinlan and John A. Seimer having received the requisite number of votes were declared duly elected.

MISCELLANEOUS BUSINESS.

By Ald. Hart—Whereas, a decision has been rendered by the General Term of the Supreme Court reversing judgment heretofore entered in favor of the city of Rochester and against Geo. D. Lord, and whereas, the city has been subjected to great expense, about eighteen thousand dollars, in conducting said litigation and must hereafter pay large sums in defending the same; therefore,

Resolved, That the President of this Council appoint a committee of five to examine and ascertain upon what terms all claims in favor of Geo. D. Lord, and against the city involved in said litigation can be compromised for and report the same to this board. Adopted.

Ald. Hart moved that the President of the Board be added to the committee. Adopted.

Ald. Kelly called upon the City Surveyor for a report in the matter of putting up guards to the swing and lift bridges.

The Surveyor reported in favor of putting two lamps at each end of the swing and lift bridges.

Ald. Kelly moved that the matter be referred to the Lamp Committee to place lamps as proposed by the Surveyor. Adopted.

To the Committee on the Support and Relief of the Poor

GENTLEMEN: Repeated applications have been made to me for the payment of certain sums of money received by Joseph Schutte, Esq., as Overseer of the Poor, in settlement of the bastardy cases entitled Griffin against Vance and Reynolds against Metzger. Mr. Schutte states that he deposited \$100 of the money received from Vance and \$50 of the money received from Metzger in the city treasury. I find receipts covering these sums signed by the city treasurer, but no statement showing on what account they were deposited. These persons ask that the money thus deposited shall be paid to them for the support of the children. I would therefore request that your committee procure the passage of a resolution authorizing the city treasurer to pay to me the sum of \$100 to be paid to Miss Griffin in such sums as may be necessary for the support of her child, and also the sum of \$50 to be paid to Miss Reynolds in the same manner.

Very respectfully,

P. W. TAYLOR,
Overseer of the Poor.

By Ald. Weaver—Resolved, That the City Treasurer be and he is hereby directed to pay upon the order of the city clerk one hundred and fifty dollars to Porter W. Taylor, Overseer of the Poor, in accordance with the foregoing request and for the purposes therein named and charge the same to the poor fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Weaver, Kelly, Hart—11.

By Ald. Weaver—Resolved, That the City Treasurer be and he is hereby authorized to receive of Louis Bohen thirteen dollars and fifteen cents, together with the annual interest thereon at the rate of 7 per cent. per annum, from March 2nd, 1871, in full payment for general city tax for 1870 on lot No. 5, Riley's subdivision, Ontario street, 14th Ward. And when the said Bohen shall pay the tax and interest as aforesaid, the Treasurer is hereby instructed to issue a certificate of redemption of such lot, sold for said city tax and deliver the same to the said Bohen. Such payment to be made immediately.

Ald. Barron moved that the matter be referred to the Assessment Committee. Lost.

The resolution was then adopted.

Ald. Wickens presented the petition of tax-

payers on Lewis street for a plank walk. Referred to the Improvement Committee.

By Ald. Felsing—Whereas, Peter Guernot, a cripple with but one arm and one leg, was fined in the Police Court \$5 for striking one Peter Lintz with his crutch; and

Whereas, it seems to have been done in self-defence; and therefore

Resolved, That an order be drawn by the City Clerk on the Treasurer for \$5, payable to Peter Guernot, and charge the Police fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Fee, Chambers, Walbridge, Mandeville, Felsing, Wickens, Kelly, Hart—9.

Nays—Ald. Ira L. Otis, Weaver—2.

By Alderman Felsing—Whereas, Lot No. 28-36 of the Greig tract, Frost avenue, Eighth ward, was assessed for General City Tax, for 1880 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. 16th, 1880, 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 \$23.86 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Nov. 16th, 1880.

A. C. McGLACHLIN, Treasurer.

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to the City Bank of Rochester, viz:

Lots No. 29, 29, 30 and 31, Sec. B, Greig tract, north side of Frost avenue, Eighth ward, 264 feet front, 264 feet rear, and 141 feet deep, and that the owners of said property should pay as their portion of General City Tax for 1881, the sum of \$23.86, upon the payment of which, with expenses and interest, they will be entitled to a release from the lien of the same upon above described land.

D. MCKAY,
AUGUSTUS M. KOETH,
W. M. MAHER, Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Nov. 16th, 1880
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lots No. 14, 23 and 36 of the Greig Tract, Champlain street, 8th Ward, was assessed for Frost avenue sewer No. 1, 783, 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. 16th, 1880, 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 \$652.24-100 with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Nov. 16, 1880.

A. C. McGLACHLIN, Treasurer.

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to the Rochester City Bank, viz:

Lots No. 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23 Greig Tract, south side of Champlain street, 8th Ward, 676 feet front, 676 feet rear and 141 feet deep, and that the owners of said property should pay as their portion of Frost avenue sewer No. 1, 783 the sum of \$652.24-100, 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,
A. M. KOETH,
W. M. MAHER, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 16, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lots Nos. 22, 23 and 25 of the Greig tract, Frost avenue, Eighth Ward, were

assessed for Frost Avenue Sewer, No. 1,926, 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 November 16th, 1880, 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 \$219.41, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., November 16th, 1880. }

A. C. McLaughlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to the Rochester City Bank, viz:

Lots Nos. 25, 26, 27, 28, 29, 30 and 31, Sec. B, Greig tract, north side of Forst avenue, Eighth Ward, 264 feet front, 264 feet rear, and 142 feet deep, and that the owners of said property should pay as his portion of Frost Avenue Sewer No. 1,926, the sum of \$219.41, 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. MAHAR, Assessors.

CITY TREASURER'S OFFICE,

Rochester, N. Y., Nov. 20th, 1880. }

(A true copy.)

A. C. McGLACHLIN, Treasurer.

By Ald. Felsingner—Whereas, Lots Nos. 25-35 of the Greig tract, Frost avenue, Eighth Ward, were assessed for Frost avenue sewer, No. 1,783, 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 16, 1880, 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 \$28.52, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., November 16, 1880. }

A. C. McLaughlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to the City Bank of Rochester, viz: Lots Nos. 26, 27, 28, 29, 30 and 31, sec. B, Greig tract, south side of Frost avenue, Eighth Ward, 396 feet front, 396 feet rear, and 141 feet deep, and that the owners of said property should pay as their portion of Frost avenue sewer, No. 1,783, the sum of \$28.52, 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,
A. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,

Rochester, N. Y., Nov. 16, 1880. }

(A true copy.)

A. C. McGLACHLIN, Treasurer.

Ald. Felsingner sent up the assessment rolls for enlarging the Monroe avenue sewer, Kelly street pipe sewer, Wackerman street sewer and Hunter street stone sewer, and moved their confirmation.

Confirmed by the following vote:

Ayes—Ald. Tracy, Barron, Fee, Ira L. Otis, Chambers, Walbridge, Felsingner, Wickens, Edelman, Kelly, Hart—11.

By Ald. Walbridge—Resolved, That the City Clerk be directed to draw an order on the City Treasurer for nine hundred (900) dollars in favor of the Railroad Signal Co., being the amount of their bill for boulevard lamp tops, and charge Lamp Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Fee, Ira L. Otis, Chambers, Walbridge, Felsingner, Wickens, Weaver, Kelly and Hart—11.

Under the resolution of Ald. Hart the President of the Board appointed as committee on the

settlement of the claim of Geo. D. Lord, Ald. Hart, L. M. Otis, Fee, Ira L. Otis, Tracy.

Ald. Fee moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, Nov. 30, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsingner, Wickens, Edelman, Weaver, Kelly and Hart—16.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. L. M. Otis, bills of

Cities: Gas Co. care lamps for Novemb'r.	\$2,612 50
Rochester " " " " " "	2,053 33
Nation.l " " " " " "	595 00

Referred to Lamp Committee.

Ald. Fee presented the petition of tax-payers on North Water street, asking for the improvement of said street, and moved that the petition lie on the table until the ordinance came up. So ordered.

Ald. Hebing presented the petition of Henry Corbett for permission to erect a wood building. Referred to the Wood Building Committee.

By Ald. Mandeville. Bills of

Howe & Snyder, labor and material.....	\$197 16
Cutting & Cooney, labor and material.....	2 00
John Donovan, brooms, pails, etc.....	4 85
Critchell & Irwin, boiler.....	5 10
Wm. McCarthy, supplies.....	3 67
F. E. Lesser, soap.....	4 00

Referred to the City Property Committee.

Ald. Wickens presented the petition of John Ganzler for permission to erect a wood building. Referred to the Wood Building Committee.

Ald. Wickens presented the petition of Dennis McGrath for permission to erect a wood building, and moved that the prayer of the petitioner be granted.

Ald. Hart moved that the prayer of the petitioner be granted if the Fire Marshal approved. Adopted.

By Ald. Weaver. Bills of

Patrick Joyce, undertaker.....	\$61 00
Brewster, Gordon & Co., groceries.....	70 00
George Oppel, bread.....	44 76
Anthony Hofner, bread.....	22 65
Adam Vogel, meat.....	50 00
P. W. Taylor, disbursements.....	89 05

Referred to Poor Committee.

Ald. Weaver presented the petition of Detloff Peters for division of tax. Referred to the Assessment Committee.

Ald. Weaver presented the petition of John H. Kieffhaber for remission on tax. Referred to Assessment Committee.

By Ald Weaver—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF NOVEMBER, 1880.

OVERSEER OF THE POOR OFFICE,

ROCHESTER, Nov. 30th, 1880. }

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

The undersigned, Overseer of the Poor of the city of Rochester, would respectfully report that during the month of November he has relieved 410 families in the following manner:

Orders on Poor Store.....	\$1,280 50
" Coal Yard.....	299 41
" Undertakers.....	133 00
" for transportation.....	34 86
Total.....	\$1,747 77
Less amount charged to towns.....	67 50
Total to city.....	\$1,680 27

All of which is respectfully submitted.
 F. W. TAYLOR, Overseer of the Poor.
 Ordered received, filed and published.

REPORTS OF STANDING COMMITTEES.

Ald. Mandeville from the City Property Committee, Ald. L. M. Otis from the Lamp Committee, Ald. Weaver from the Poor Committee reported favorably on various bills referred to their respective committees and moved their reference to the Finance Committee for payment.

By Ald Hebing :

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

Your Law Committee to whom was referred the petition of Mrs. Harriet Jerome, claiming damages for injuries alleged to have been received by her in the month of August last upon the sidewalk on Meigs st., would report :

That they have carefully investigated the circumstances of the case and are of the opinion that the city is not liable to the petitioner in damages, and they therefore report adversely to the granting the prayer of the petitioner.

All of which is respectfully submitted.
 Dated November 15, 1880.

HENRY HEBING,
 LYMAN M. OTIS,
 LOUIS EDELMAN,
 Law Committee.

Adopted.

By Ald. Hebing :

To the Honorable Common Council of the City of Rochester, N. Y. :

Your Law Committee to whom was referred the petition of Mrs. Jane White, claiming damages for injuries alleged to have been received by her in the month of February last by slipping and falling on the sidewalk on Ward street, would report :

The case was referred to the Executive Board of the city and a careful examination of the circumstances has been made.

From the facts so disclosed, your committee is of the opinion that, if any liability to the petitioner exists, it rests upon the owners of the premises upon which the accident happened, and not upon the city.

Your committee therefore report adversely to granting the prayer of the petitioner.

All of which is respectfully submitted.
 Dated November 15, 1880.

HENRY HEBING,
 LYMAN M. OTIS,
 LEWIS EDELMAN,
 Law Committee.

Adopted.

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

Your Law Committee to whom was referred the claim of John F. Schaeffer for taking acknowledgements on notices of redemption of taxes would report :

That after investigation the facts of the case we are of the opinion that there is no liability against the city in favor of the claimant for

taking said acknowledgements, and therefore your committee report adversely to allowing the claim.

All of which is respectfully submitted.
 Dated November 23, 1880.

HENRY HEBING,
 LYMAN M. OTIS,
 LOUIS EDELMAN,
 Law Committee.

Adopted.

By Ald. Hebing—

To the Common Council of the City of Rochester :

GENTLEMEN: Your Law Committee to whom was referred the claim of Jacob G. Alt for damages for injuries alleged to have been caused by the stoppage and overflowing of a sewer at the corner of West Main and Fitzhugh streets, would report : The claim was referred to the Executive Board for investigation, and the following facts have been ascertained :

First—There is an imperfectly constructed area built beyond the curb and under the road-bed of the street.

Second—That the water causing the alleged damage finds its way through the walls of this area.

Third—That said area is there merely by sufferance and its existence does not preclude the city from making any construction of a public nature or inuring to the public benefit, adjacent to or through said area. That the city is not bound to maintain the walls thereof in such condition as to prevent the passage of water through them. That the sewer constructions in the street have been maintained in such order as to meet the public requirements.

Your committee, after due deliberation, are of the opinion that the city is not liable to the claimant in damages for said alleged injuries, and therefore report adversely to said claim. All of which is respectfully submitted.

Dated November 15, 1880.

HENRY HEBING,
 LYMAN M. OTIS,
 LEWIS EDELMAN,
 Law Committee.

Adopted.

By Ald. Hebing—

To the Hon. Common Council of the City of Rochester, N. Y. :

Your Law Committee to whom was referred the matter of Oak street improvement, beg leave to report that it has made a careful investigation into the facts connected therewith, and find that the assessment roll for said improvement was confirmed by the Common Council May 30th, 1865, the whole expense thereof being \$25,128.29. This matter of Oak street improvement has been to the Court of Appeals and was finally decided by that Court that in the case of Hasson and others vs. the City, the assessment for said improvement was null and void by reason of the assessors having failed to assess a portion of the land fronting on said street, owned by the State of New York, which was contrary to the ordinance of the Common Council, requiring that one tier of lots on each side of the street be assessed from Alien street to Lyell street.

It will also be remembered that the City had been successful until reaching the Court of Appeals, which reversed the judgment of the two

lower courts, and that by reason of such reversal it was necessary to have a new trial, which was afterwards had before Hon. David Rumsey, resulting in a defeat also of the City.

No judgment has been entered against the City as your Committee is informed, and, so far as the court proceedings are concerned, the matter has been allowed to rest.

During all these years, however, the taxpayers at large of this city have been obliged to carry nearly one half of the entire cost of this improvement, which, at simple interest on the cost of said improvement remaining unpaid, is something over \$10,000, while the balance uncollected is but \$10,869.02.

It now appears by the Treasurer's books that the entire amount collected on the improvement assessment is \$14,259.27. That 31 of the persons assessed for said improvement have paid in full, 14 have paid two installments and 28 have paid one installment, and 13 are in default on the entire assessment. It also appears that 21 of the original parties assessed for this improvement are still owners, and that there is due from them alone about \$3,000. And your Committee are informed that in the cases where any of the assessed property has changed title, that covenants have been made in many instances on the part of the grantors to protect the grantees.

And your Committee, after a careful investigation of all the facts, are clearly of the opinion that the tax-payers of the city at large should not be obliged to carry this large indebtedness any longer, while the city has a full remedy, as it appears by section 215 of the City Charter, by a reassessment, and that it is one of the most plain duties required of your honorable body that this matter should be adjusted at once. And in all cases of payment of such assessment, your Committee are of the opinion that there shall be a discount allowed to all such, which will equal the additional assessment, and thereby no extra burden will be cast upon those having paid.

All of which is most respectfully submitted.

HENRY HEBING,
LEWIS EDELMAN,
LYMAN M. OTIS,
Law Committee.

Ordered received, filed and published.

By Ald. Hebing—Resolved, That whereas, an assessment for the improvement of Oak street, confirmed by the Common Council of the city of Rochester, N. Y., May 30th, 1865, has been declared by the Court of Appeals of the State of New York, and also by the Supreme Court at an equity term thereof, held by the Hon. David Rumsey, to be illegal and void, and said courts being courts of competent jurisdiction, and that a portion of the assessment for the improvement of said Oak street remain unpaid, to wit: the sum of \$10,869.02, together with the interest or percentage thereon; and,

Whereas, It appears that the said improvement of Oak street has been made and completed from Allen street to Lyell street, in accordance with an ordinance duly passed by the Common Council.

And that the whole expense thereof is \$66,892.16, and that the following portion of said city is deemed benefited thereby and proper to be assessed for the whole expense thereof,

viz.: One tier of lots on each side of said Oak street from Allen street to Lyell 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 installment, a discount will be allowed at six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880 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, Dec. 13th, 1880, at 6 o'clock, at the Common Council Chamber, City Hall Building, when allegations will be heard.

By Ald. Hebing:

Resolved, That the City Treasurer be and is hereby is requested to report to the Common Council, with all convenient speed, the entire expense of Oak street improvement as heretofore made pursuant to an ordinance of the Common Council, passed May 2d, 1865, together with the interest paid on the orders or notes issued by the City to pay the expense of such improvement, said interest to be reckoned to the time when the last installment of such assessment shall become due.

Ordered received, filed and published.

By Ald. Hebing—

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 30, 1880. }

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the total amount charged to
 "Oak St Improvement, No. 959," is..... \$25,769 13
 Int. from May 30, 1865, to Nov. 30, 1880, at 7 per
 cent per annum..... 27,959 51
 \$53,728 64
 Int. on above 4 years and one month at 6 per
 cent (5 payment roll)..... 13,163 52
 \$66,892 16

Yours respectfully,

A. C. McGLACHLIN, Treasurer.
 Ordered received, filed and published.

FINANCE BUDGET.

ROCHESTER, N. Y., Nov. 30, 1880.

By Ald. L. M. Otis—Resolved, That the Treasurer pay as follows, when there are funds applicable:
 CONTINGENT FUND.

MONTHLY PAY ROLL FOR NOVEMBER, 1880.

Cornelius R. Parsons, Mayor.....	\$208 33
Ambrose C. McGlachlin, Treasurer.....	333 33
John R. Fanning, City Attorney.....	166 66
Oscar H. Peacock, City Surveyor.....	166 66
L. M. Mandeville, City Clerk.....	137 50
David McKay, City Assessor.....	150 00
August M. Koeth,	150 00
Wm. Mahar,	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell,	150 00
William E. Werner, Clerk	50 00
Francis J. Irwin, City Messenger.....	83 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building.....	50 00
W. C. Gray, Assistant Surveyor's Office.....	66 00
C. E. Parsons, Draughtsman	66 00
W. J. Stewart, Chairman	44 00

Ambrose Redman, Rodman ..	32 33
H. F. McGlachlin, Treasurer's office.....	116 66
C. H. Stillwell, ..	62 50
J. T. Tracy, ..	62 50
J. Y. Ellas, ..	65 00
Edward Thomas, ..	30 00
Wm. Carroll, Fire Marshal.....	58 33
Assessors' clerk hire month of November.....	41 67

MISCELLANEOUS.

Mensing & Stecker, check book, Treasurer's office.....	10 00
C. E. Morris & Co., stationery.....	103 70
L. W. Brandt, printing.....	31 00
L. M. Mandeville, repairs.....	6 46
E. C. Maloy, repairing instruments for Surveyor's office.....	10 25
J. C. Moore, binding.....	2 75
M. Heavy, hack hire, Assessors ..	7 00
F. X. Masseth, .. City Attorney ..	3 00
Lunch for Council ..	10 00
And charge that fund.	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR NOVEMBER, 1880.

Porter W. Taylor, Overseer.....	\$116 66
James W. Stanley, Assistant Overseer.....	66 66
Henry L. Achilles, Jr, bookkeeper.....	53 33
Jacob Lutz, clerk.....	40 00
Dr. Kempe, City Physician.....	41 67
Dr. Weigel, City Physician.....	41 67
Dr. Schmitt, City Physician.....	41 67
Dr. Rockwell, City Physician.....	41 67
Dr. O'Hare, City Physician.....	41 67
Dr. Spencer, City Physician.....	41 67
Vincent M. Smith, Excise Commissioner.....	66 66
C. Herzberger.....	66 66
Wm. F. Morrison ..	50 00
Maurice Moynahan ..	50 00
Joseph Eagan, from Oct. 21 to Dec. 1.....	52 00

MISCELLANEOUS.

R. Kirkpatrick, cleaning stoves.....	10 50
E. B. Ferro, board.....	16 00
D. Davenport, beans.....	5 94
P. W. Taylor, disbursements.....	57 65
Josiah G. Fisk, services.....	2 60
S. Wheeler, rent.....	6 00
Goetzman & Son, soap.....	38 00
J. H. Pool, flour.....	196 26
Anthony Heffner, bread ..	44 67
D. F. Fichter, ..	76 47
C. Junyeham, ..	33 60
John Nagle, meat.....	50 00
Henry East, meat.....	100 00
B. O'Reiley, burial.....	56 50
J. H. Frick burials.....	13 00
H. A. Richmond, groceries.....	8 00
A. H. Cork, ..	7 91
John Furner, ..	16 25
Smith, Peikins & Co., ..	26 65
..	43 05
..	63 33
..	64 36

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR NOVEMBER, 1880.

Dr. Chas. Buckley, Health Officer.....	\$ 66 66
John H. Mason, Supt. and Clerk.....	50 00
A. C. Parsons, Inspector.....	40 00
Michael Murray, ..	40 00
John Meyer, ..	40 00
Jos. Thompson, ..	40 00
Henry M. Heinold, keeper Hope Hospital.....	50 00
John O'Rourke, sewer flusher.....	40 00
John Vance, ..	40 00

MISCELLANEOUS.

John O'Rourke, board of horse, Sept. and Oct. And charge that fund.	36 00
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CITY PROPERTY FUND.

Charles M. Beattie, salary for November.....	\$ 30 00
Wm. G. Reid, labor, &c.....	2 85
Wray & Elwood, repairing locks and keys.....	3 95
James Field, flag and rope.....	1 54
F. J. Irwin, monthly cleaning.....	64 70

PARK FUND.

William Coughlin, labor on parks.....	\$ 19 00
William Collinson, ..	9 00
George Smith, ..	6 75
John McMorrow, ..	6 19
And charge that fund.	

LAMP DEPARTMENT FUND.

R. R. Gay, care Lamps, Nov.....	644 95
And charge that fund.	

POLICE DEPARTMENT FUND.

Geo. Truesdale, salary for November.....	187 50
And charge that fund.	

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, }
 ROCHESTER, N. Y., Nov. 29, 1880. }

To the Common Council:

The accompanying bills and estimates having been duly examined and settled by the Executive Board, are, by resolution, referred to your Honorable body for payment, as required by Sec. 148 of the City Charter. Respectfully, your obedient servant,
 THOMAS J. NEVILLE, Clerk.

Street Department—Highway Fund.

Otis & Gorsline, sewer pipe.....	\$ 53 80
John P. Smith, printing.....	3 50
P. Burke & Co., castings and labor.....	14 49
P. J. McMenomy, estimate for stone.....	175 00
Mrs. Geo. D. Lord, rent of stable.....	20 00
Geo. Miller, sand and gravel.....	13 50
Whitmore, Rauber & Vicinus, material and labor.....	79 75
W. J. Steinhauser, hay and straw.....	30 22
Rebecca L. Penney, rent of dumping ground..	7 50
F. Tulley, Jr., pump, etc.....	4 95
	\$ 492 71

Water Works Department—Water Pipe Fund.

Whitmore, Rauber & Vicinus, final estimate North St. Paul st.....	\$ 55 43
George L. Tubbs & Co., estimate No. 5, group ..	800 00
Whitmore, Rauber & Vicinus, stop gate stones ..	25 20
P. Burke & Co., castings and supplies.....	246 07
	\$1,126 70

Water Works Department—Water Works Fund.

Nelson E. Gray, estimate on building addition to Hemlock lake gate house.....	\$ 75 00
J. B. Colman, corporation cocks.....	35 00
Woodbury, Morse & Co., supplies.....	3 25
Holly Manufacturing Co., repairs to pumping engine.....	25 15
N. Y. & H. E. R. R. Co., freight bill.....	1 92
Street Department, oak lumber, &c.....	54 53
L. Edelman, coal.....	33 05
Goodale & Stiles, lamp supplies.....	3 95
C. T. Horton, erroneous assessment.....	2 50
P. Burke & Co., supplies and labor.....	190 07
Benjamin S. Titus, cartages.....	6 00
Michael Heavey, livery for telegraph repairs.....	9 00
	\$ 439 42

Fire Department—Fire Department Fund.

Silsby Manufacturing Co., boiler tubes.....	\$36 14
Kelly Lamp Co., repairs to lamps.....	2 00
Wendel Bayer, disbursements.....	6 68
S. B. Roby & Co., blanket.....	2 00
Rochester Baggage and Transfer Co., cartage for F. A. Telegraph.....	10 00
Michael Heavey, livery.....	2 00
John C. King, bedding and furniture.....	30 15
J. & G. Heberling, straw.....	40 00
	\$128 97

Local Improvements—Street Department.

Stakes for Hand street widening.....	32
Cayuga place walk.....	1 20
John Metzger, land taken for Hand street widening.....	37 01
James Riley, land taken for Hand st. widening ..	9 90
Mina Goers, ..	17 42
Mary Fisher, ..	9 90
W. M. Webb, fins. estimate for Cayuga place plank walk.....	208 88
	\$279 68

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—16

By Ald. Weaver—

Resolved, That Porter W. Taylor, Overseer of the Poor under the direction of the Poor Committee, be and he is hereby authorized for and on behalf of the city of Rochester to enter into contract with L. C. Langie for three hundred tons of chestnut coal and the delivery of the same in 1/4 ton lots at five dollars and fifty cents per ton, delivery included. The said coal to be delivered upon the order of the Overseer of the Poor whenever and at such places as the demands of the Poor Department may require. Such contract to be drawn up in conformity with the terms stipulated by the Poor

Committee when the bids for coal were received.

Adopted.

REPORTS OF SPECIAL COMMITTEES.

Ald. Hart, from the special committee on the claim of Geo. D. Lord, sent up the following communication and moved that it be received, filed and published.

ROCHESTER, N. Y., Nov. 25, 1880.

DEAR SIR: I have received a note from you as chairman of a Special Committee of the Common Council, stating that your committee would receive any communication from me as to the case of Lord against the city, or give me a hearing personally. I am greatly obliged to the committee for this courtesy.

It will be well to see how this case stands. I regard the decision of the Supreme Court as settling all the controverted questions of law in the case in favor of the plaintiff, and establishing his right, so far as the law of the case is concerned, to recover, leaving as the only question the one of amount. I have noticed some allusion to the decision of the Referees, which was reversed, and to the opinion of Judge Smith, which was overruled. It is scarcely necessary to remind your intelligent committee that in ascertaining the law of a particular case reversed and overruled, opinions do not count.

We take the law from the majority of the Judges of the Appellate Court. I have observed also, a suggestion of the city appealing the case to the Court of Appeals. That course is certainly open to it, and if it were necessary, as it is not, I should facilitate it in every way in my power.

Assuming, however, that such appeal will not be taken, and I have no idea that it will be advised by the counsel of the city, I come to the question as to what the plaintiff can recover.

The first item is the amount due as per final estimate.....	\$15,122 48
Deduction for repairs.....	1,474 18

The correctness of these items has been acknowledged over and again. (See proceedings of Common Council, November 28, 1876.)

Inspectors' fees, erroneously charged back in his account.....	\$11,840 00
Embankment not paid for in final accounting, amounting to the sum of.....	25,809 00
Work improperly charged back to Mr. Lord, after it had been charged in a different account.....	11,610 00

I regard Mr. Lord's right to recover these items as clear. These sums amount to \$65,-\$85.66 To this must be added interest at from the latest November 28th, 1876, amounting to about \$17,780. This makes an aggregate of \$83,635

In addition to these items I believe that Mr. Lord is fairly entitled to recover the item for extra expense by delay in securing right of way, from \$15,000 to \$35,000, and some other items, amounting in the aggregate to probably \$20,000, with the added interest.

The litigation is of course very burdensome to Mr. Lord, who is illy prepared to contend with a great city that can expend \$15,000 to \$18,000 upon a single trial, and I have advised him, in view of all the circumstances of the case, to accept the sum of \$83,635 in full satisfaction of his claim.

I do not suppose it is necessary to say that, notwithstanding the burdensomeness of the

litigation, Mr. Lord will be able to prosecute it to a final termination, unless adjusted to the mutual satisfaction of the parties. Nor does there seem to me to be any reason why it should not be so adjusted. There is no reason why Mr. Lord should not be paid what is honestly his due. More than that I do not ask, and on the contrary have made a proposition which I believe is less by tens of thousands of dollars than he will ultimately recover, and I am very glad of this opportunity to put myself on record in the expression of that opinion, which, although it may be of very little worth, I have never ceased to entertain since my connection with the case.

Yours, very respectfully,
W. F. COGSWELL.

Ald. J. J. Hart, Rochester.

Ald. Hebing moved that the communication be referred to the Citizens committee.

Ald. Hart moved to amend, that the committee report to the Council in four weeks.

Ald. Kelly moved that the communication lie on the table until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Tracy, Barron, Ira L. Otis, Chambers, Kelly—5.

Nays—Ald. Westbury, L. M. Otis, Fee, Hebing, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Hart—11.

Ald. Tracy moved that the communication be referred back to the Special committee to confer with the Citizens Committee and report to the Council.

Lost by the following vote:

Ayes—Ald. Tracy, Chambers, Hart—3.

Nays—Ald. Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly—13.

Ald. Hart's amendment was lost by the following vote:

Ayes—Ald. Hart—1.

Nays—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly—15.

Ald. Barron moved as a substitute for the whole that the communication be received, filed and published, and lie on the table until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Tracy, Barron, Chambers, Edelman, Kelly, Hart—6.

Nays—Ald. Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsinger, Wickens—10.

The amendment of Ald. Hebing was then adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays—Ald. Ira L. Otis, Chambers—2.

Ald. Hart moved that the special committee be discharged. Adopted.

COMMUNICATIONS FROM HIS HONOR THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

POLICE JUSTICE OFFICE,
ROCHESTER, N. Y., Nov. 30, 1880. }

To the Honorable Common Council:

At the last regular meeting of your honorable body a resolution was adopted to refund to

Peter Guernott the amount of \$5 of a fine imposed upon him by the undersigned for assault and battery upon John Lintz. A preamble accompanying the resolution set forth that the assault was in self-defense, and implies that Guernott was unjustly convicted and fined. The erroneusness of this statement is apparent from the fact that Guernott made no such claim upon his trial, and, indeed, made no defense, but pleaded guilty to the charge and admitted that he had committed a wrongful assault.

Resolutions and preambles have been passed in other similar cases during my term of office which are liable to a like objection, which I am sure would not have been approved had the true facts been known. I trust your honorable body will see the injustice and unfairness of taking such action without investigation and upon the *ex parte* statements of interested parties, and that similar matters which may hereafter arise may be thoroughly understood, and that the Police Court may not be condemned without a hearing.

Respectfully, &c.,
GEO. TRUESDALE,
Police Justice.

Ordered received, filed and published.
By the Clerk—

ROCHESTER, Nov. 25th, 1880.

Gentlemen of the Common Council :

I return to you, without my approval, the resolution adopted at your last meeting authorizing the Treasurer, upon the order of the City Clerk, to refund to one Peter Guernot the sum of five dollars, it being the amount of a fine imposed on him by the Police Justice for an assault committed on another. My grounds of objection are similar to those I have before expressed, viz: That it is illegal for your honorable body to remit fines imposed for a violation of a statute of the State; and if this were not so, I should regard the precedent as an unwise one to establish, and could not give my sanction to the same.

It would seem proper for me to add here, that I have in the past given my approval to some resolutions remitting or paying back fines, but it has only been done, where an offense has been committed, by a violation of some one of the many penal ordinances which the Common Council itself has enacted, and which they have, in my opinion, the right to revoke.

CORNELIUS R. PARSONS,
Mayor.

Ordered received, filed and published.

The President stated the question to be, "Shall the resolution stand notwithstanding the objections of His Honor, the Mayor?"

The Mayor's veto was sustained by the following vote:

Ayes—Ald. Fee—1.

Nays—Ald. Barron, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Weaver, Kelly Hart—14.

By the Clerk—

Office of the CITY ATTORNEY,
CITY HALL, ROCHESTER, Nov 30, 1880. }

To the Hon. Common Council of Rochester :

GENTLEMEN—At the present term of the Monroe County Court there has been two actions tried wherein the city was defendant. The first was that of Otto Zern against the city for damages to a horse, and the damages

claimed were \$300. The accident occurred while a Mr. Bennett, a plumber, had dug up the street under a license from the Executive Board for the purpose of connecting a water pipe with the main in the street. This action was defended by Mr. Bennett in the name of the city through an arrangement made between A. G. Wheeler, late City Attorney, and A. L. Barton, Esq., whereby said Barton conducted the defense. The trial resulted in a non-suit of plaintiff.

The second action was that of William C. Bame against the city of Rochester for balance due for his services in the matter of examination of the condition of the City Treasurer's office under the late George D. Williams, deceased. Plaintiff demanded judgment for \$540. The action was tried in parts of two days and resulted in a judgment against the city for \$228.58. A stay of all proceedings on the part of the plaintiff was duly obtained for forty days, for the purpose of making a motion for a new trial if deemed advisable.

Very respectfully yours,
JOHN R. FANNING, City Attorney.

Ordered received, filed and published.
By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF NOVEMBER, 1880.

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. 1st, and ending Nov. 30th, 1880, for licenses to sell and dispose of strong and spirituous liquors, ale, wine and beer, in quantities less than five gallons at a time, to wit:

Garigan, Maria, Lime, cor. Orchard st.....	\$23 40
Daly, Rosanna, 245 State st.....	30 00
Bohan, William, 202 West Main st.....	40 00
Fitzgerald, Ceola, 17 Hand st.....	20 00
Webb, Wm. W., 76 Reynolds st.....	40 00
Kelsey, S. P., 18 Stone st.....	40 00
Frank, Frantz M., 126 South av.....	40 00
Laragy, John J., 57 Lyell st.....	20 00
Britton, Albert R., 280 N. St. Paul st.....	20 00
Seibel, Jacob, White cy. cor. Campbell st.....	40 00
Kenny, Patrick, 100 Bangs st.....	20 00
Fuchs, Charles F., 122 Front st.....	70 00
Green, Phillip, 291 East Main st.....	40 00
Flynn, John, 71 Front st.....	40 00
Miller, Matthew, 50 Ontario st.....	40 00
Ester, Henry J., 66 South av.....	40 00
Foss, Michael, Emerson st.....	20 00
Foster, Edward J., 91 North Clinton st.....	40 00
McClusky, Thomas, Lake av.....	50 00
Duen, Carl F., 77 North Chatham st.....	20 00
Hoheinstein, John, 116 West Main st.....	40 00
Rogers, Frank, 102 East Main st.....	40 00
Ran, Gustavus, 36 Mill st.....	20 00
Crowe, James, 161 Schute st.....	20 00
Engel, Louis, 20 Stone st.....	40 00
Keenan, James, 77 South av.....	40 00
Callahan, John, 89 Front.....	65 00
Schafer, F. J. & Bro., Adams cor. Reynolds..	40 00
Kiley, Patrick, 107 Clifton st.....	20 00
Wood, Hiram, 5 Exchange st.....	40 00
Mahoney, Dennis, 324 State st.....	25 50
Monroe, Peter T., 53 S. Francis st.....	31 75
Kobbe, Henry, 96 N. Clinton st.....	30 00
Riley, John, 158 N. St. Paul st.....	20 00
O'Neil, William, 36 S. St. Paul st.....	30 00

Total amount received and deposited with the City Treasurer.....\$1,192 65
Dated Rochester, N. Y., Nov. 1st, 1880.

STATE OF NEW YORK, }
County of Monroe, } ss.
City of Rochester. }

Vincent M. Smith, Conrad Herzberger and William F. Morrison, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the mon-

eyes received from Nov. 1st to Nov. 31st, 1880, inclusive.
 VINCENT M. SMITH,
 CONRAD HEKZBERGER,
 WILLIAM F. MORRISON,
 Excise Com'rs.

Sworn to before me this 30th day of November, 1880.
 E. F. STILLWELL,
 Commissioner of Deeds in and for the city of Rochester,
 N. Y.

Ordered received, filed and published.

CITY CLERK'S OFFICE
 ROCHESTER, N. Y., Nov. 30, 1880.

To the Hon. Common Council:

In accordance with section 29 of the revised City Charter, I report the following as having qualified and taken the oath of office:

Wm. E. Ryan, Com. of Deeds.

James H. Quinlan, " " "

Horace J. Tuttle, " " "

Henry W. Conklin, " " "

John A. Seimer, " " "

LUCIUS M. MANDEVILLE,
 City Clerk.

ACTION ON ORDINANCES.

FINAL ORDINANCES.

FINAL ORDINANCE No. 2,154.

IMPROVEMENT OF NORTH WATER STREET.

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

An ordinance to improve North Water street, from Main street to the north line of Mortimer street.

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

The improvement of North Water street, from Main street to the north line of Mortimer street, by constructing a Medina stone pavement averaging 32½ feet between curb lines, with curb stones and flag walks on each side thereof; also the necessary cross-walks. That portion of the roadway over the race, to be supported by wrought iron girders, with arches constructed between them.

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 \$16,000, 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 North Water street, from Main street to the north line of Mortimer 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 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 six per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Feisinger, Wickens, Edelman, Weaver, Kelly, Hart—16.

FINAL ORDINANCE—No. 2,155.

IMPROVEMENT OF GOODMAN STREET.

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

An ordinance to improve Goodman street, from East avenue to the north line of College avenue.

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

The improvement of Goodman street from East avenue to the north line of College avenue, by grading said street and constructing a grave roadway, with Medina stone curbs and gutters on each side thereof,

except at intersecting streets; width of roadway to be 80 feet between curb lines; also, the necessary cross-walks, surface sewers, lot laterals and manholes, and the necessary 15-inch pipe sewer north of University 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 \$10,050, 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 Goodman street from East avenue to the north line of College avenue, excepting all the lots on Goodman street south of University avenue from any portion of the cost of the 15-inch pipe sewer.

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 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, Barron, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Feisinger, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. Hart moved that the Executive Board be directed not to let the contract for the improvement of Goodman street until the water pipe is laid in the street. Adopted.

FINAL ORDINANCE No. 2,156.

PLANK WALK ON MYRTLE STREET.

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

An ordinance to construct a plank walk four feet wide on the west side of Myrtle street, from a point 330 feet north of Lyell avenue to Otis 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 the west side of Myrtle street, from a point 330 feet north of Lyell avenue to Otis 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 \$360.00, 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 west side of Myrtle street, from a point 330 feet north of Lyell avenue to Otis 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, Barron, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Feisinger, Wickens, Edelman, Weaver, Kelly, Hart—14.

IMPROVEMENT OF GOODMAN STREET.

The final ordinance for the improvement of Goodman street from East avenue to Anderson avenue came up.

Ald. Hart moved to indefinitely postpone. Adopted.

FINAL ORDINANCE—No. 2,157.

PLANK WALK ON CARTER STREET.

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

An ordinance to construct a 2-plank walk on the east side of Carter street, from North avenue to Kress street.

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

The construction of a two-plank walk on the east side of Carter street, from North avenue to Kress 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 \$81, which estimate is hereby approved; and the portion 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 4th day of December, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, Fee, Hebing, H. L. Otis, Chambers, Walbridge, Felsing-r, Wickens, Edelman Weaver, Kelly Hart—14.

LOCAL IMPROVEMENT ASSESSMENTS.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 24, 1880.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,088, for Ackerman street extension 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,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,088.

ACKERMAN STREET EXTENSION.

Whereas, The Common Council did upon the 21st day of October, 1879, enact an ordinance for Ackerman street extension.

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 said Ackerman street as proposed to be opened and extended, from the present southerly terminus of Ackerman street to the street known as the Webster plank road.

Therefore, Resolved, That the sum of \$50.00, 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, 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 4th day of December, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing-r, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 24, 1880.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2092, for Park place 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 \$97.67-100.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2092.

PARK PLACE PLANK WALK.

Whereas, The Common Council did upon the 16th day of December, 1879, enact an ordinance for a plank walk on Park place.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$97.67-100, 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 Park place from Troup street to West avenue.

Therefore Resolved, That the sum of \$97.67-100, 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 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 4th day of December, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing-r, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 24, 1880.

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2097, for North St. Paul 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 \$42,297.67.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,097.

NORTH ST. PAUL STREET IMPROVEMENT.

Whereas, The Common Council did upon the 9th day of March, 1880, enact an ordinance for the improvement of North St. Paul street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$42,297.67, 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 St. Paul street, from the south line of Scramton street to the north line of the city of Rochester.

Therefore, Resolved—That the sum of \$42,297.67, 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, and 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 4th day of December, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing-r, Wickens, Edelman, Weaver Kelly, Hart—15.

CITY TREASURER'S OFFICE,
ROCHESTER, Nov. 24, 1880.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,119, for Grace 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 \$59.32.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,119.

GRACE STREET PLANK WALK.

Whereas, The Common Council did up on the 4th day of May, 1880, enact an ordinance for Grace street plank walk;

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$59.32, 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 Grace street from North street to Concord avenue.

Therefore, Resolved, That the sum of \$59.32, 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 22d day of May, 1880, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Nov. 24th, 1880. }

To the Hon. Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,127, for Gates avenue 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 \$39.99.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT, ASSESSMENT NO. 2,127.

GATES AVENUE PLANK WALK.

Whereas, The Common Council did, upon the 1st day of June, 1880, enact an ordinance for a plank walk on Gates avenue

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$39.99, 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 Gates avenue from Otis street to the top of the south bank of Deep Hollow Creek.

Therefore, Resolved, That the sum of \$39.99, 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 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 4th day of Dec., 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Nov. 24, 1880. }

To the Hon. Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,130, for Miller 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 \$535.30.

Yours respectfully,

A. C. McGLACHLIN, Treasurer

LOCAL IMPROVEMENT ASSESSMENT NO. 2,130.

PLANK WALK ON MILLER STREET.

Whereas, The Common Council did upon the 1st day of June, 1880, enact an ordinance for plank walk on Miller street.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$535.30, including such interest as the city has 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 Miller street, from Bay street to the north line of lot 218 of the Assessor's subdivision.

Therefore, Resolved—That the sum of \$535.30, 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 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 4th day of December, 1880, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly and Hart—15.

CITY TREASURER'S OFFICE, }
ROCHESTER, Nov. 24th, 1880. }

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,135, for Centre 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 \$2,175.90-100.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,135.

CENTER STREET IMPROVEMENT.

Whereas, The Common Council did upon the 15th day of June, 1880, enact an ordinance for improvement of Center street.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$2,175.90-100 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 Center street from Mill street to Brown's Race.

Therefore, Resolved, That the sum of \$2,175.90-100, 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, the 4th day of December, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE, }
ROCHESTER, Nov. 24, 1880. }

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,137, for Goodman 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 \$3,895.92.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,137.

GOODMAN STREET IMPROVEMENT.

Whereas, The Common Council did, upon the 2d day of July, 1880, enact an ordinance for Goodman street improvement.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$3,895.92, 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 Goodman street, from East ave. to Park ave.

Therefore, Resolved, That the sum of \$3,895.92, 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 4th day of Dec., 1880, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 24, 1880. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 2139, for Ames 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 \$294.93.

Yours respectfully,
A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2, 139

AMES STREET PLANK WALK.

Whereas, The Common Council did upon the 27th day of July, 1888, enact an ordinance for Ames street plank walk.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$294.93 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 Ames street from West avenue to Jay street.

Therefore, Resolved, That the sum of \$294.93, 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 4th day of December, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 24, 1880. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2140, for Sheridan 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 \$327.28.

Yours respectfully,
A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2140.

SHERIDAN PARK PIPE SEWER.

Whereas, The Common Council did upon the 27th day of July, 1880, enact an ordinance for Sheridan Park pipe sewer;

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$527.28, 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 Sheridan Park, from Martin street to a point 509 feet east thereof.

Therefore, Resolved, That the sum of \$527.28, 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 land and houses within the portion or part of said city so designated, and 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 4th day of Dec., 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 24, 1880. }

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, 141 for Ontario 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 \$778.50.

Yours respectfully,
A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2, 141.

ONTARIO STREET SEWER.

Whereas, The Common Council did upon the 27th day of July, 1880, enact an ordinance for Ontario street sewer.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$778.50, 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 Ontario street, from Finney street to a point 623 feet east thereof.

Therefore, Resolved, That the sum of \$778.50, 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, Dec. 4th, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 24th, 1880. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2144 for Wackerman st. 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 \$138.19.

Yours respectfully,
A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2144.

PLANK WALK ON WACKERMAN STREET.

Whereas, The Common Council did upon the 24th day of August, 1880, enact an ordinance for Wackerman st. plank walk.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$138.19, 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 Wackerman st., from Jay st. to Campbell st.

Therefore, Resolved, That the sum of \$138.19 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 4th day of

July, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Wallbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 24th, 1880.

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,148, for Sherman street culvert, 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 \$1,163.19.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2148.

SHERMAN STREET CULVERT.

Whereas, The Common Council did upon the 7th day of September, 1880, enact an ordinance for Sherman street culvert.

And whereas, The City Treasurer has reported the actual expense of said improvement to be the sum of \$1,163.19, 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 that portion of the Fifteenth Ward lying between McCracken street and Lyell avenue. Also, all that portion of the Eleventh Ward lying north of Lyell avenue. Also, all that portion of the Ninth Ward which is bounded as follows, viz: On the north by McCracken street; on the east by First street, and the east line thereof continued southerly to Deep Hollow; on the south by Deep Hollow, and on the west by the Fifteenth Ward.

Therefore, Resolved, That the sum of \$1,163.19, 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 4th day of December, 1880, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Wallbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE,
ROCHESTER, Nov. 24, 1880.

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,149, for Goodman street flag 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 \$949.11.

Yours respectfully,

A. C. McGLACHLIN,
Treasurer.

LOCAL IMPROVEMENT ASSESSMENT—NO. 2,144.

GOODMAN STREET WALK IMPROVEMENT.

Whereas, The Common Council did upon the 21st day of September, 1880, enact an ordinance for Goodman street flag walk.

And, Whereas, The City Treasurer has reported the actual expense of said improvement to be the sum of \$949.11, 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 Goodman street, from East avenue to Park avenue, in front of which the proposed flag walk shall be constructed.

Therefore, Resolved, That the sum of \$949.11, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher, Aug. M. Koeth and 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 4th day of December, 1880, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Wallbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

PENAL ORDINANCES.

Ald. Mandeville moved that the ordinance to Regulate the Burial of the dead, and for the protection of Mt. Hope Cemetery, be amended so as to read as follows:

AN ORDINANCE TO REGULATE THE BURIAL OF THE DEAD, AND FOR THE PROTECTION OF MOUNT HOPE CEMETERY.

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

SECTION 1. No person shall bury or inter, or aid or assist in burying any dead human body within the city of Rochester, except in Mount Hope cemetery, Rapids cemetery, or in the Friends cemetery, and the cemetery on Mt. Hope avenue adjoining the same in this city, under the penalty of Twenty Dollars for each offence.

§ 2. Mount Hope cemetery, and all the grounds and property belonging thereto, shall be under the care and control of the Board of Commissioners, who shall regulate the sales and prices of lots therein, and make such general regulations for the cemetery as they may deem proper, not inconsistent with the ordinances of the Common Council.

§ 3. All moneys for lots which may be sold hereafter, shall be paid to the City Treasurer or the treasurer of the Board of Commissioners, who shall give his receipt for the same, specifying the number of the lot sold, and the price paid therefor. And it shall not be lawful to make an interment on any lot until the same shall be paid for.

§ 4. The Superintendent of said Cemetery shall make out a deed for each lot sold, and deliver the same to the City Treasurer for the proper signatures. Said Superintendent shall enter in a book kept for that purpose, the date of the deed, and description and price of lot, and to whom sold. The Mayor and City Treasurer may then execute such deed, and the City Clerk shall affix the corporate seal of the city thereto. The City Clerk shall also keep a like record of lots sold.

§ 5. No person shall dig any grave, put up any fence, gravestone, or boards at graves, or make any erections, or dig up any sod in said cemetery, except under the direction of the Commissioners or their agent, under the penalty of Ten Dollars for each offence.

§ 6. No person shall willfully destroy, mutilate, write upon, soil, deface, injure or remove any tomb, monument or grave stone, stake, board or other structure placed in the cemetery aforesaid, or any fence, railing, or other work for the protection or ornament of the said cemetery, or of any tomb, monument or gravestone, or other structure aforesaid, or of any lot within the cemetery aforesaid, except under the direction of the Commissioners or their agent, under the penalty of Twenty-Five Dollars for each offence.

§ 7. No person or persons shall wantonly or willfully remove, cut, break or in any manner injure or destroy any tree, shrub or plant, or pick, crush or gather, or in any manner injure or destroy any flower, either wild or cultivated, or any herbage, or the fruit or produce of any such tree, shrub or plant, within the said cemetery, under the penalty of Ten Dollars for each offence.

§ 8. No person or persons shall excavate any earth, lay or remove any sod or alter the grade of any lot or lots, walk or walks, in the said cemetery, or remove any earth therefrom, plant, cut or remove any tree, or shrub, except by the consent or under the direction of the Commissioners or their agent, under the penalty of Ten Dollars for each offence.

§ 9. No person or persons shall drive or cause to be driven into or on said cemetery any vehicle in any part thereof, except in the road or path made for that purpose, with more than two horses attached thereto, nor shall drive any horse faster than on a walk, nor shall leave any horse or vehicle standing in any road or path in the said cemetery, so as to hinder or obstruct the free passage of any person or persons on said road or path, nor fasten or cause to be fastened any horse in said cemetery at any other place than at the posts provided for that purpose, nor leave any horse unfastened therein, under the penalty of Ten Dollars for each offence.

§ 10. No person or persons shall discharge any fire arms in the said cemetery, or in any other place within the said city, with the intent that the contents thereof shall enter the said cemetery, under the penalty of Ten Dollars for each offence.

§ 11. No person or persons shall deposit, or cause to be deposited, any filth or unclean or offensive substance in the said cemetery, under the penalty of Ten Dollars for each offence.

§ 12. No person shall catch, wound or kill any bird, remove or disturb any bird's nest or eggs therein, in the said cemetery, under the penalty of Ten Dollars for each offence.

§ 13. No person or persons shall be permitted to take into or use, in said cemetery, any spirituous or intoxicating liquors; nor suffer or permit his or her dog to run at large in said cemetery; nor suffer his or her horse to be left by the driver unfastened, under a penalty of Ten Dollars for each offence.

§ 14. The board of Commissioners shall prescribe the duties and regulate the fees of the sextons or undertakers, who shall cause interments to be made in said cemetery; and also such rules as they shall deem proper, concerning visitors to said cemetery, not being allowed in any case to charge a fee to visitors.

§ 15. The Board of Commissioners of said cemetery may employ such agents and laborers as they may deem proper, and regulate their compensation and services. And they shall, at the expiration of every month, file in the City Clerk's office a written report, showing the amount received for lots sold, and the amount expended by them for improvements and incidental expenses during the preceding three months.

§ 16. It shall be the duty of the keeper of Mount Hope cemetery to keep a book in which shall be carefully entered the names, ages and places of residence at the time of their decease, of all persons who may be interred in said cemetery, together with the disease or cause by which such persons died, and shall report in writing, to the Health Officer in each and every month, the number of persons interred in said cemetery during the preceding month, together with the said particulars in regard to such interments.

§ 17. Every sexton, undertaker, or such person, who shall officiate at burials in said city, shall keep a like book, and shall make the like entries therein of all the persons severally at whose funerals they shall have officiated in said city, and shall, at the times above specified, make their like written reports to the City Clerk, as to all the funerals which they shall have attended during the preceding month. Every person violating the provisions of this section shall forfeit and pay a penalty of Twenty Dollars.

§ 18. No person shall drive any animal at large, or cause the same to be driven, nor suffer his or her animal to run or be at large in any of the cemeteries within the said city, under the penalty of Ten Dollars for each offence.

§ 19. No person shall injure or remove the fence, or any portion thereof, surrounding either of the public cemeteries within the said city, under the penalty of Ten Dollars for each offence.

§ 20. Upon the recovery of a judgment for a violation of any of the provisions of this ordinance, an execution shall be issued, directing the amount to be made of the property of the defendant. If any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for the period of Thirty Days.

Adopted.

Ald. L. M. Otis moved that section 10 of the ordinance relating to Fires and the Fire Department be struck out. Adopted.

Ald. Barron moved that the ordinance then read as follows:

AN ORDINANCE RELATING TO FIRES AND THE FIRE DEPARTMENT.

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

SECTION 1. It shall be the duty of the Chief Engineer, whenever a fire shall occur in the city, to repair immediately to such fire, and to so use the fire apparatus and direct the efforts and labor of the firemen, as to extinguish the fire with the least possible damage; and he shall have the entire control and direction of the fire department at all fires occurring in the city, until such fires shall be extinguished, or the department dismissed by his order.

§ 2. The Chief Engineer shall, under the direction of the Executive Board, have charge of all buildings, apparatus, tools, and other property belonging to the department; shall see that all of the property is maintained in good condition, and that the fire apparatus is kept in repair and ready for immediate duty. The Assistant Engineers shall attend all fires in the city, and report to the Chief Engineer for duty; they shall obey the orders of the Chief Engineer, and remain at the fire until dismissed by him. The Assistant Engineer arriving first at a fire shall, in the absence of the Chief Engineer, and until his arrival, act as chief, with all the powers and duties of that officer.

§ 3. All officers and members of the fire department

shall be distinguished at fires by such appropriate equipage or badge as may be designated or approved by the Executive Board.

§ 4. Upon the occurrence of any fire, it shall be the duty of the policemen on duty nearest to the fire to give an alarm from the fire alarm signal box nearest to the fire, after satisfying himself that a telegraph alarm is necessary, and that an alarm has not already been given from another signal box for the same or another fire.

The bells of such churches as may be designated by the Executive Board shall also be rung at least five minutes, repeating at intervals the number of the signal box from which the alarm was received.

§ 5. No person not a member of the Fire Department or employee or agent of the Water Works Department or holder of a permit for that purpose from the Water Works Department, shall open any fire hydrant or plug or do any damage thereto under a penalty of Five Dollars for each offence, besides any damages which may ensue.

§ 6. No person shall deposit any building material of any kind or any ashes, dirt, rubbish, snow or ice, or make any excavation in such manner as to obstruct the free access to any fire hydrant or plug by the fire department upon the occurrence of a fire under a penalty of Twenty Five Dollars for each offence.

§ 7. All persons who may be present at any fire shall obey the orders of the Mayor or members of the Executive Board or aldermen and the officers of the fire department, in the extinguishment of the fire and the removal of property. Any person who shall neglect or refuse to obey such orders shall forfeit and pay the sum of Five Dollars for each offence.

§ 8. No person or persons who shall enter any place where steam engines, hose or other fire apparatus shall be kept, with intent to injure the same, or who shall injure any such engine, hose or other fire apparatus, or shall remove any portion thereof, or otherwise mutilate or disable the same, or who shall do any damage to any engine house or other place where fire apparatus is kept or stored; or to any articles or fixtures, furniture or ornament in or about any such house or place, or who shall remove from any engine or carriage house, any engine, hose carriage, or other fire apparatus, without permission from the Chief Engineer, or an Assistant Engineer, shall forfeit and pay a penalty of Fifty Dollars.

§ 9. No person shall use any lighted candle, lamp or torch, in any stable or other place or building where hay, straw or other combustible materials shall be kept or deposited, unless such candle, lamp or torch shall be properly secured in a lantern or other cover; nor shall any person enter or be in any such place with any lighted cigar or pipe, under a penalty of Five Dollars for each offence.

§ 10. No person shall burn or cause to be burnt, or aid or assist in burning any hay, straw, chips, shavings, or other combustible material, in any street or alley, without having first obtained permission to do so from the Mayor, Fire Marshal or Chief Engineer; nor shall any person make, or cause to be made, any fire in any yard or premises within the said district, except it be within a building, without first having obtained permission aforesaid. Any person offending against either of the provisions of this section shall forfeit and pay a penalty of Ten Dollars for each offence.

§ 11. Every carpenter, joiner, or other mechanic, or persons having a shop where chips, shavings, sawdust, or other combustible material may be produced or contained, shall clear and remove such material out of his shop or building, and the yard belong thereto, at least three times in each week; and no lighted candle, lamp or torch, shall be carried or used in the work shop or shop of carpenter, joiner, cabinet-maker, wheel-wright, or other shop where such wood is produced or contained, or in any planing mill, shingle or heading manufactory, unless the same shall be safely placed in a lantern, or be otherwise securely covered and guarded against the communication of fire. Any person offending against the provisions of this section, or either of them, shall forfeit and pay a penalty of Two Dollars for each offence.

§ 12. No carpenter, joiner, or other person, shall throw or deposit any shavings, chips, or other combustible material in any street, lane or alley, or at any time permit any such combustible material to be taken to or thrown or scattered in any street or alley, under a penalty of Five Dollars for each offence.

§ 13. No chimney or flue shall be built or repaired except between sunrise and three o'clock in the afternoon, nor at any time unless the adjoining roof or roofs shall be wet or covered with snow, under a penalty of Three Dollars.

§ 14. No person shall make or cause to be made, or aid or assist in making or spreading a false alarm of fire, knowing the same to be false, under a penalty of Twenty-five Dollars for each offence.

§ 15. No person shall at any time enter any store-

house, cellar, vault, or other building or place used for the storage of petroleum, rock or earth oil, or any of its products, with any artificial light, either candle, lamp, or torch, or shall light a match, or smoke or use or have a lighted cigar or pipe in any such building or place so used for the storage of any such oil or of its products. Any person who shall offend against any of the provisions of this section shall forfeit and pay a penalty of Fifty Dollars for each offence.

§ 16. Every execution issued upon a judgment for the violation of any of the provisions of this ordinance shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe county penitentiary for the period of Twenty Days.

§ 17. All moneys collected under the 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th and 16th sections of this ordinance, shall be paid by the officer collecting the same to the "treasurer of the fire department" of the city of Rochester, as incorporated by an act of the legislature of the State of New York and shall become a part of the fund of the said corporation for the aid and relief of sick, disabled or indigent firemen and their families.

Adopted.
Ald. L. M. Otis moved that the ordinance relating to the tying or snubbing boats to certain posts and chains at the south end of Irving place be stricken out. Adopted.

The penal ordinances were then adopted by the following vote:

Ayes—Ald. Tracy, Barron Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

EXECUTIVE BUSINESS.

Ald. Edelman moved to proceed to ballot for Commissioner of Deeds, and that the clerk cast the ballot. Adopted.

V. Hetzler having received the requisite number of votes was declared elected.

MISCELLANEOUS BUSINESS.

By Ald Hart—

To the Hon. Common Council:

Whereas, Miles Flynn, doing business at No. 127 West Main street, sold said business during the month of October, 1880, to one Jeremiah McCarthy and according to the terms of said sale agreed to furnish said McCarthy with a city license. Said Flynn, on being informed that his (Flynn) said license could not be transferred, paid at once the sum of \$40 and obtained for said McCarthy an ale, beer and store license and paid the sum of \$40; that thereafter said sale was not completed, and said Flynn was obliged to again take possession of his said place, and therefore ask your honorable body to refund said amount of \$40.

By Ald. Hart—Resolved, That the City Clerk be directed to draw an order on the City Treasurer, payable to Miles Flynn for the sum of forty dollars (\$40) for ale, beer and store license, and charge Poor Fund.

Ald. Weaver moved that it be referred to the Poor Committee.

Ald. Hart moved that it lie on the table until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Tracy, Hart—2.

Nays—Ald. Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver—13.

The motion of Ald. Weaver was then adopted.

By Ald. Felsing—Whereas, Lot Nos. 1-15, 20-25 of the John Hunt sub-division tract, North Hunt and Wadsworth streets Thirteenth Ward, was assessed for Vincent Place opening, 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 26, 1880, and on file in the Treasurer's office, a copy of which is attached

here o, be released from the lien of such assessment upon the payment of 59 cents, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Nov. 26, 1880. }

A. C. McGlathlin, Treasurer:

SIR—We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to Laura P. Smith, viz.:

Lot No. 21 John Hunts sub-division of lots 86 to 92, Fish Tract, west side of North street, Thirteenth Ward, 30 feet front, 30 feet rear, and 100 feet deep, and that the owner of said property should pay as her portion of the Tax for Vincent Place Opening the sum of \$0.59, 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,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Nov. 30, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Alderman Felsing—Whereas, Lot 1-15 and 20-25 of the John Hunt subdivision tract, North Hunt park and Wadsworth streets, Thirteenth ward, was assessed for Vincent Place Opening 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. 26th, 1880, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessments upon the payment of \$2.34 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Nov. 26th, 1880. }

A. C. McGlathlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to Levi F. Ward, viz.

Lots Nos. 20, 23, 24 and 25, subdivision of lots 86 and 92, Fish Tract, west side of North and north side of Wadsworth streets, Thirteenth Ward, 123 feet front, 157 feet rear, and 100 feet deep, except lot 23 which is 53 feet deep, and that the owner of said property should pay as his portion of the tax for Vincent Place Opening the sum of \$2.34, 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., Nov. 30th, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lots No. 365, 366 of the Thurber Tract, Clifton street, Eighth Ward, were assessed for general city tax for 1868 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. 26th, 1880, 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 \$1.91-100 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Nov. 29th, 1880. }

A. C. McGlathlin, 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 1880, to M. J. Damon, viz.:

North part lots No. 365, 363, section C, Thurber Tract, west side of Francis street, Eighth Ward, 46 feet front and 46 feet rear, and 90 feet deep, and that the owner of said property should pay as her portion of general city tax for 1868 the sum of \$1.91-100, 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,
AUGUSTUS M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Nov. 30th, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lot No. 9, of the McDonald subdivision tract, McDonald ave., Thirteenth ward, was assessed for North St. Paul Street Sewer 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, dat'd Nov. 23d, 1880, 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 \$5.24, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS OFFICE,
ROCHESTER, N. Y., Nov. 23d, 1880.

A. C. McGlachlin, Treasurer:

SIR,—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to Peter Fromberg, viz.:

E. pt. Lot No. 9, McDonald sub'n of pt. lot 31, Gorham tract, south side of McDonald avenue. Thirteenth ward, 28 feet front, 25 feet rear, and 116 feet deep, and that the owner of said property should pay as his portion of North St. Street Sewer Tax, the sum of \$5.24, 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,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Nov. 24th, 1880.
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Felsing.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN—We are of the opinion that upon payment of city taxes prior to 1877, upon lot eleven in Worcester's sub-division of part of Carthage and Lee tract, called Evergreen tract, the city taxes for the same period upon lot 12, as the same is designated upon the re-survey of all that part of Evergreen tract lying south of Evergreen street, made by the City Surveyor in February, 1877, should be cancelled, because lot 11 in the former embraced lot 12 in the latter sub-division.

Dated Nov. 30, 1880.

D. MCKAY,
AUG. M. KOETH,
WM. MAHER,
Assessors.

By Ald. Felsing—Resolved, That the City Treasurer be and he is hereby directed to cancel as paid the General City Tax for 1873, 1874, 1875 and 1876 upon lot No. 12, as the same is designated upon the resurvey of all that part of Evergreen tract lying south of Evergreen street, made by the City Surveyor in February, 1877, provided that it shall appear to him that the General City Taxes for those years have been paid upon lot 11 of Worcester's sub-division of part of Carthage and Lee tract, called Evergreen tract. Adopted.

Ald. Mandeville presented the petition of Asa S. Jayne. Referred to the Assessment Committee.

By Ald. Chambers—Resolved, That Miller & Co., 213 Plymouth avenue, be granted a market license on their paying into the City Treasury the sum of one dollar. Adopted.

Ald. Chambers presented the petition of H. C. Warner for permission to erect a wood

building. Referred to the Wood Building Committee.

Ald. Chambers presented the petition of James Breakey for injuries alleged to have been sustained by falling on West Main st.

Referred to the Law Committee.

Ald. Ira L. Otis presented the petition of S. J. Macy in relation to general city taxes on the State Line Railway. Referred to the Assessment Committee.

By Ald. Ira L. Otis—

Resolved, That the City Treasurer be instructed to receive seven per cent. annual interest on all past due General City Taxes, for years previous to 1875, from date of sale, if paid on or before the 1st day of February next, only to apply to property if sold on said Taxes, which has been bid in by the city.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Edelman, and Kelly—9.

Nays—Ald. L. M. Otis, Hebing, Wickens, and Weaver—4.

Ald. Fee presented the petition of Josephine Downing, for damages alleged to have been sustained by a fall. Referred to the Law Committee.

By Ald. Fee:

Whereas, The fence along the high bank of the Genesee river on the west side of North St. Paul street, nearly opposite Scrantom street, having been removed or destroyed, thereby rendering it dangerous for pedestrians and vehicles; therefore,

Resolved, That the Executive Board be and they are hereby directed to notify the owner or owners of the property along which there is no fence, to construct a proper fence or railing within five days of such notice, and upon the non-compliance of said owners with this resolution the Executive Board are requested to construct a proper fence or railing along said property and charge the expense thereof to said property.

Adopted.

By Ald. L. M. Otis—Resolved, That the City Treasurer be and is hereby authorized to cause the balance of the MacAdam Stone Fund to be transferred to the credit of the Highway Fund, the amount of such balance, \$1,333.81, to be expended in the purchase and breaking of stone, to be used upon the streets of the city, during the ensuing season. Adopted.

By Ald. L. M. Otis—Resolved, That the Treasurer cancel the assessment against S. Seaman and the Asbury Church for sprinkling South Clinton street 100 feet south of East Main st., the same being included in the assessment for sprinkling East and West Main sts. for the year 1879. Adopted.

Ald. L. M. Otis gave notice that at the next regular meeting of this Board that he would move to amend rule 6 of the rules and orders of the Common Council by adding the following:

And no permission shall be granted without reference to the Wooden Building Committee unless the application is accompanied by the written certificate of the Fire Marshal that he has examined the premises mentioned therein, and that no reason exists why said application should not be granted.

Ald. Kelly moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council Nov. 29, 1880

SPECIAL MEETING.

Ald. Westbury, president of the Board presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Edelman Weaver. Kelly, Hart—13.

Absent—Ald. Fee, Mandeville, Wickens—3.

MAYOR'S OFFICE,
Rochester, Nov. 27th, 1880.

L. M. Mandeville City Clerk:

Please call a special meeting of the Common Council at the Council Chamber for Monday evening Nov. 29th, at 7½ o'clock.

Subject: Election of Directors of the State Line Railway on the part of the city.

CORNELIUS R. PARSONS,
Mayor.

Ordered received, filed and published.

Ald. Hebing moved to proceed to ballot for two directors in behalf of the city in the Rochester and State line Railway Company.

Ald. Hart moved to proceed to a *viva voce* vote, the vote to be for one at a time. Adopted.

*** FIRST VOTE.**

E. B. Chace was named by Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Edelman, Hart—9.

James H. Kelly was named by Ald. Barron, Felsing, Kelly—3.

E. B. Chace having received the requisite number of votes was declared elected.

SECOND VOTE.

George Fleckenstein was named by Ald. Tracy, L. M. Otis, Hebing, Chambers, Felsing, Edelman, Hart—7.

James H. Kelly was named by Ald. Barron, Ira L. Otis, Walbridge, Kelly—4.

L. M. Otis was named by Ald. Westbury, Weaver—2.

No choice.

THIRD VOTE.

Geo. Fleckenstein was named by Ald. Tracy, Barron, L. M. Otis, Hebing, Chambers, Felsing, Edelman, Hart—8.

James H. Kelly was named by Ald. Ira L. Otis, Walbridge, Kelly—3.

L. M. Otis was named by Ald. Westbury, Weaver—2.

No choice.

FOURTH VOTE.

George Fleckenstein was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Chambers, Walbridge, Felsing, Edelman, Hart—10.

James H. Kelly was named by Ald. Ira L. Otis, Kelly—2.

L. M. Otis was named by Ald. Weaver—1.

George Fleckenstein having received the requisite number of votes was declared elected.

Ald. Hebing moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, Dec. 14, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly and Hart—16.

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

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald L. M. Otis—Bills of

Rochester Gas Co., resetting posts.....	\$ 12 00
care of lamps.....	2,053 53
R. R. Gay, care of lamps.....	681 72
American R. R. Signal Co., lamps and fixtures.....	141 53
Critchell & Irwin, repairing tops.....	19 73

Referred to Lamp Committee.

Ald. Hebing presented the petition of Henry Bender for permission to erect a wood building. Referred to the Wood Building Committee.

By Ald Hebing—Bill of

Martindale and Oliver, services.....	\$2,976 02
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Referred to the Contingent Expense Committee.

Ald. Ira L. Otis presented the petitions of J. W. Canfield and Geo. P. Draper for permission to erect wood buildings, and moved that the prayer of the petitioners be granted, the Fire Marshal having approved. Adopted.

By Ald. Ira L. Otis—Bills of

Union and Advertiser printing, Treasurer's office.....	\$ 74 00
Union and Advertiser printing, Surveyor's office.....	23 00
Union and Advertiser printing, clerk's office.....	108 00
M.ers & Bentley, stationery, Treasurer.....	17 00
J. R. Chamberlin, rubber bands.....	2 90
Mensing & Stecker, book for Treasurer.....	10 00
Tower & Herrick, stationery Municipal Court.....	3 55
Bentley, Myer & Southwick.....	41 80

Referred to Contingent Expense Committee.

By Ald. Ira L. Otis—Bill of

Wm. L. Brock, services Hobbie suit.....	\$ 60 00
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Referred to Law Committee.

Ald. Chambers presented the petition of H. M. Mosley, for permission to erect a wood building, and moved that the prayer of the petitioner be granted, the Fire Marshal having approved. Adopted.

By Ald. Mandeville—Bills of

Rochester Gas Co., gas city buildings.....	\$ 138 93
G. W. & C. T. Crouch, wood.....	9 00
Wm. Connors, labor material.....	8 25

Referred to City Property Committee.

Ald. Mandeville presented the petition of taxpayers on Gibbs street for the improvement of said street.

Referred to the Improvement Committee to bring in ordinance.

Ald. Felsing presented the petition of Andrew Ehrstein for permission to erect a wood building, and moved that the prayer of the petitioner be granted, the Fire Marshal having approved. Adopted.

By Ald. Weaver—Bills of

L. Stowe & Co., shoes.....	\$ 671 01
A. H. Cork, groceries.....	8 00
Smith & Perkins, groceries.....	91 29
H. A. Richmond,	6 00
"	8 00
J. A. Otto,	16 25
John Turner,	15 00
R. M. Meyer, stationery.....	9 43
Female Charitable Society, board.....	9 00

N. T. Hackstaff, printing..... 7 00
 J. H. Pool, flour..... 196 24
 W. & J. M. Aikenhead, soap..... 29 75

Referred to Poor Committee.
 By Ald. Hart—Bills of
 Union and Advertiser, printing..... \$ 20 00
 B. F. Enos, expenses Nov..... 83 63

Referred to Finance Committee.
 By Ald. Hart—

REPORT OF THE POLICE CLERK FOR THE MONTH
 OF NOVEMBER, 1880.

POLICE COMMISSIONERS' OFFICE, }
 Dec. 14th, 1880. }

GENTLEMEN:—I respectfully present the following as
 my report for the month of November, 1880:

November.	Crime.	Penalty.	Paid.
1—John Cotter	drunk	\$5	\$5
Jacob Koeth	..	10	5
Jacob Kline	..	10	5
Henry James	..	10	5
Calvin Harris	assault	25	5
Nellie Crane	..	25	25
2—John Fitzgerald	..	10	5
John Stapleton	drunk	5	5
Thos. R. Duffy	..	5	5
Joseph Kress	..	10	5
3—Thos. H. Christie	..	5	5
Thos. Harps	..	10	10
Chas. Bernard	..	5	4
Chas. Russell	..	5	5
Ed. R. Ward	..	5	5
Mich. H. Cotter	..	5	5
Geo. Mitchell	assault	25	15
John Gemunder	vio. ord.	5	5
4—Julius Havens	drunk	25	3
Walter Hunt	assault	10	5
Hannra Marphy	drunk	10	5
Mich. Plunkett	..	10	5
James Curtis	..	5	3
5—Ann Plunkett	..	10	10
Joseph Dullanty	..	10	10
Frankie Lee	vio. ord.	100	100
Kittie Davis	..	25	25
Jennie Pierce	..	25	25
Lizzie Brown	..	25	25
Geo. Graham	assault	50	50
6—Chas. Hall	drunk	10	10
Mary Marvin	..	5	5
Jeremiah Toner	..	5	5
Minnie Jones	vio. ord.	25	5
8—Albert Jaynes	drunk	5	5
James Burns	..	5	5
Platt Horton	..	5	5
John Murry	..	5	5
Augustus Wise	..	10	5
Thos. Bulger	..	10	5
Thomas McNamara	assault	10	10
Jennie Howard	vio. ord.	10	10
Alex. Ott	petit larceny	10	10
9—Joseph Yatey	assault	10	10
Patrick Hurley	drunk	10	10
Wm. Harris	vio. ord.	cost	1
10—John Douivan	drunk	10	10
Barbara Kutruff	..	10	10
John Burke	..	10	5
Thomas Flynn	..	5	5
S. E. R. Seager	..	10	10
Theo. Newcomb	vio. ord.	10	10
Robert Moore	petit larceny	25	25
12—George Hubbard	vio. ord.	10	10
John McQuade	..	10	10
Wm. Scheffer	drunk	5	3
13—John Anderson	exposing person	15	10
Patrick McKeon	drunk	5	5
Jacob Riner	..	25	25
15—John Murry	assault	25	25
John Frazier	..	25	25
Joseph Hart	drunk	5	5
John Callihan	..	10	5
Charles McNamara	..	10	10
Theo. Wait	vio. ord.	10	10
Levi R. Johnson	drunk	5	5
George F. Weber	..	10	10
Mich. Kelly	..	10	5
16—John Harper	..	10	10
Dennis Leary	assault	25	10
James Mann	drunk	5	5
Mich Verhoooven	vio ord	5	5
17—John Martin	drunk	10	10
Richard Finley	..	10	10
Michal Harrington	..	10	5
Nelson Corneli	..	5	5
18—Annie E. Leonard	vio ord	100	100
Frankie Sheridan	..	25	25
Elijah Capwell	drunk	10	10
Geo Howland	petit larceny	10	10

20—Thos J Humes	drunk	10	5
Chas Dicks	..	10	2
22—Wm Paterson	..	5	5
Wm Bichorn	..	5	5
Frank Connors	..	10	10
Joseph Rogers	..	10	10
Frank Adams	..	10	10
John Childs	..	10	5
Geo Boehm	dis rel meeting	25	25
August Breser	..	25	25
Frank Dart	..	5	5
23—Geo Weldon	..	5	5
Geo Moore	..	5	5
Erastus Smith	..	5	5
Laura Kimbark	..	5	5
Mary Hess	..	10	10
24—John McEne	..	10	10
25—John Bowman	cont of court	5	5
Henry Knechtstette	vio ord	5	5
Moses Delby	drunk	5	5
James Smith	..	10	5
Louis McNish	..	10	5
L. M. Acker	..	5	5
25—John Luckington	..	5	5
John Harris	..	5	5
Wm. Fay	..	5	5
John O'Maher	old fine	5	5
27—John Welsh	drunk	5	5
Nicholas Meisch	..	5	5
29—Wm. Barry	..	10	10
Walter V. Jump	..	10	5
30—Sidney Kennison,	assault	10	10
Julius C. Jordan	vio. ord.	10	5
Henry Butcher	drunk	5	5
Wm. Hagreen	..	5	5
Mary Orner	..	5	5
Christian Rider	..	5	5
Peter B. Clinch	..	10	5

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of November, 1880 for fines, penalties and costs imposed by the Police Justice of said city.

B. FRANK ENOS, Police Clerk.
 Sworn to before me this 14th day of Dec., 1880.
 GEO. TRUESDALE, Notary Public.
 Ordered received, filed and published.

REPORTS OF STANDING COMMITTEES.

Ald. Weaver from the Poor Committee, Ald. Mandeville from the City Property Committee, Ald. L. M. Otis from the Lamp Committee, Ald. Ira. L. Otis from the Contingent Expense Committee, reported favorably on various bills referred to their respective committees, and moved their reference to the Finance Committee for payment.

By Ald. Edelman—Resolved, That A. Storant, Gustave May, H. C. Warner, John G. Popp and John Ganzler, 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. Hebing.—
 To the Honorable Common Council of the City of Rochester:

Your Law Committee to whom was referred the petition of David Upton claiming damages for injuries received by his horse in breaking through the bridge while crossing over the Genesee Valley Canal in this city, would report: That your committee have carefully investigated the facts and circumstances of the case and find that while your petitioner was driving across the bridge over said canal in this city his horse broke through the bridge by reason of one of the planks being unsound, and received certain injuries; that the bridge was at the time out of repair and your committee are of the opinion that your petitioner has a just claim against the city for some amount of damages. Your petitioner claims fifty dollars damages but is willing to compromise his claim by accepting forty dollars as payment in full, which sum your committee think not unreason-

able and therefore offer the following resolution :

Dated Dec. 14, 1880.

HENRY HEBING,
LYMAN M. OTIS,
LOUIS EDELMAN,
Committee.

By Ald. Hebing—Resolved, That the Clerk draw an order on the City Treasurer for forty dollars, payable to David Upton, on his executing and delivering to the city a receipt in full of all claims for damages to be approved by the City Attorney and charge contingent fund.

Adopted by the following vote :

Ayes—Ald. Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. Weaver moved that the bill of L. Stowe & Co. for shoes in the poor department be added to the Finance Budget. Adopted.

By Ald. Weaver—

To the Honorable the Common Council :

GENTLEMEN—Your committee on the support and relief of the poor to whom was referred the application of Miles Flynn for a return of forty dollars paid the Excise Commissioners under a misapprehension, would respectfully report as follows : Having received a statement from the Excise Commissioners that the facts are as represented by the said Flynn and that in equity the money ought to be refunded. We report favorably upon his application and recommend the adoption of the following resolution.

D. G. WEAVER, Chairman.

By Ald. Weaver—Resolved, That the City Clerk be and he is hereby authorized and directed to draw an order on the City Treasurer for the sum of forty dollars payable to Miles Flynn in accordance with his application and the recommendation of the Excise Commissioners and charge to poor fund.

Adopted by the following vote :

Ayes—Ald. Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

By Ald. Weaver—Resolved, That the City Clerk be and he is hereby authorized and directed to draw an order on the City Treasurer for the sum of one thousand dollars payable to Louis C. Langie to apply on contract for coal and that the amount be charged to the poor fund.

Adopted by the following vote :

Ayes—Ald. Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. L. M. Otis presented the petition of McConnell & Jones for cancellation of tax.

Referred to the Assessment Committee.

Ald. Ira L. Otis presented the petition of Henry H. Smith for adjustment of taxes.

Referred to the Assessment Committee.

Ald. Ira L. Otis presented the petition of the Co-Operative Foundry Company for cancellation of tax.

Referred to the Assessment Committee.

By Ald. L. M. Otis—

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

Your Lamp Committee having advertised for proposals for the care and lighting the public

kerosene lamps for the year 1881, respectfully report the following bids :

Louis H. Miller & Co.....	\$6 83
E. R. Gay.....	6 48
Wm. Dyer.....	6 50
E. A. Jones.....	6 55
N. H. Seymour.....	8 00

By Ald. L. M. Otis—

Resolved, That the Mayor be and he is hereby authorized to enter into contract with Louis H. Miller & Co., for the care, lighting and repairing of the public kerosene lamps for the year 1881, in accordance with their proposition providing they furnish good and sufficient bond for the faithful performance of the same.

Ald. Edelman moved that the resolution of Ald. L. M. Otis be adopted.

Ald. Mandeville moved that the bid of N. H. Seymour be adopted.

Lost by the following vote :

Ayes—Ald. Mandeville—1.

Nays—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

The resolution was then adopted by the following vote :

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Tracy presented the petition of R. H. Westervelt for permission to erect a wood building.

Referred to the Wood Building Committee

Ald. Tracy presented the petition of Elmira M. Staples for remission of tax.

Referred to the Assessment Committee.

FINANCE BUDGET.

ROCHESTER, N. Y., Dec. 14, 1880.

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

CONTINGENT FUND.

Union Trust Co., transfer agent's contract.....	\$500 00
Lunch for Council.....	10 00
And charge that Fund.....	

POOR DEPARTMENT FUND.

P. W. Taylor, disbursements.....	\$89 05
Adam Vogel, meat.....	50 00
George Opehl, bread.....	44 76
Anthony Hefner, bread.....	22 65
Brewster, Gordon & Co., groceries.....	70 00
Patrick Joyce, burials.....	61 00
L. Stowe & Co., shoes.....	671 01
And charge that Fund.....	

LAMP DEPARTMENT FUND.

Citizens Gas Co. care lamps for November.....	\$2,612 50
Rochester.....	2,053 33
Nation.....	595 00
And charge that Fund.....	

CITY PROPERTY FUND.

Howe & Snyder, labor and material.....	\$197 16
Cutting & Cooney, labor and material.....	2 00
John Donovan, brooms, pails, etc.....	4 85
F. E. Lesser, soap.....	4 00
Wm. McCarthy, supplies.....	3 67
Critchell & Irwin, boiler.....	5 10
And charge that Fund.....	

POLICE FUND.

PAY ROLL FOR NOVEMBER, 1880.

Alex. M'Lean.....	\$130 00
Samuel Brown.....	80 00
Peter Hughes.....	80 00
W. J. Rogers.....	80 00
Thos. Lynch.....	80 00
Peter Lauer, Jr.....	80 00
P. C. Kavanaugh.....	80 00
Ferry Marzluff.....	80 00
Thos. A. Burchell.....	80 00
Caleb Pierce.....	80 00
Henry Baker.....	80 00
Jos. P. Cleary.....	80 00
Frank B. Allen.....	70 00

W. R. M'Arthur.....	70 00
Jacob Frank.....	70 00
John C. Hayden.....	70 00
John Wangman.....	70 00
Hugh Johnston, 25 days.....	58 50
John J. Garrett, 28 days.....	65 52
Hugh Clark.....	70 00
John H. Dana, 29 days.....	67 86
Ed. Van Vorst.....	70 00
John C. M'Quatters.....	70 00
Wm. White.....	70 00
Thos. Dukelow.....	70 00
Fred. Griebel.....	70 00
Patrick H. Sullivan.....	502 00
Chas. M' Cormick.....	89 00
Jos. S. Roworth.....	80 00
Wm. F. Lush.....	70 00
Barth. Crowley.....	70 00
Robt. Burns.....	70 00
Ralph Bendon.....	70 00
Jacob Harter, 29 days.....	67 86
Thos. Crouch, 27 days.....	63 18
Andrew Connolly.....	70 00
Wm. P. O'Neil, 29 days.....	67 86
Benj. C. Furthier.....	70 00
Wm. Keith.....	70 00
B. Horcheler.....	70 00
John Mitchell.....	70 00
Robt. M'Kea.....	70 00
Chas. E. Fowler.....	70 00
Michael Brady.....	70 00
Wm. M'Kelvv.....	70 00
Joseph Legler, 15 days.....	30 42
Wm. H. DeWitt, 29 days.....	67 86
Nicholas J. Loos.....	70 00
Robert Sloan.....	70 00
Samuel Schwartz.....	70 00
Jas. A. Johnson.....	70 00
Patk. Hoctor.....	70 00
Louis Jessorer.....	70 00
Frank Vanue, 28 days.....	55 52
Michael Carr.....	70 00
Wm. Burgess.....	70 00
Michael Hynes.....	70 00
Chas. Hart.....	70 00
Frank D. Fay.....	70 00
Geo. Hoffner.....	70 00
James P. Flynn.....	70 00
John Monaghan.....	70 00
John B. Davis, 25 days.....	58 50
Henry D. Shove, 25 days.....	58 50
Michael Wolf, Jr., 26 days.....	60 84
John M. Reis.....	70 00
Charles W. Peart.....	70 00
Wm. Lragy.....	70 00
Louis Nold.....	70 00
Jerry Twaig.....	70 00
Ed. McDonough.....	70 00
Older Oliver, 29 days.....	67 86
John Dean.....	70 00
Jos. St. Hellens.....	70 00
Peter Hess.....	70 00
Daniel Goulding, Jr.....	70 00
Patrick Holloran, 24 days.....	56 16
Henry Graven.....	70 00
Chas. Siefferd, 29 days.....	67 86
Frank S. Skuse.....	70 00
Oliver A. Youie.....	70 00
Frederick Kippbut.....	70 00
John Lepold.....	70 00
Mich. Hyland.....	70 00
Jacob Markey.....	60 00
Hiram Rogers.....	70 00
B. Frank Enos, Clerk of Commissioners And charge that fund.....	83 84

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER,
ROCHESTER, N. Y., Dec. 13, 1880.

To the Common Council:

The accompanying bills and estimates having been duly examined and settled by the Executive Board, are, by resolution, referred to the Common Council for payment, as required by Sec. 148 of the City Charter. Respectfully, your obedient servant,

THOMAS J. NEVILLE, Clerk.

Street Department—Highway Fund.

Marx & Young, repairing wagons.....	\$ 17 75
G. W. & C. P. Croun, lumber.....	19 56
Chaac & Myers.....	240 56
Chase & Otis.....	30 90
J. R. Chamberlin, supplies.....	5 05
Caspar Schwalbach, sand and gravel.....	3 60
J. Steinhauser, repairing tools.....	26 50
H. Galtusha, sewer trap and grate.....	10 92
Forsyth & Co., cement tester.....	36 00
N. T. Hackstaff, printing.....	17 00
Connell & Dengler, repairs to tools.....	17 09
R. & W. Williamson, door.....	2 37
D. Copeland, Jr., sewer pipe.....	33 93
	\$461 23

Collecting Garbage—Garbage Fund.

Jacob Rauber, estimate.....	\$200 00
Highway Fund, payments to Inspectors.....	222 38
	\$422 38

Salaries and Expenses—Salary and Expense Fund.

N. K. Tower & Co., stationery.....	\$ 10 77
F. P. Kavanagh, salary for December.....	\$166 66
F. C. Lauer, Jr.,	166 67
J. Gerling,	166 67—500 00
	\$510 77

Water Works Department—Water Pipe Fund.

Howe & Snyder, final payment group 50.....	\$ 48 90
John Howe.....	33
Emil Knichling, disbursements.....	5 56
Thos. J. Neville, clerk.....	1 03
	\$147 99

Water Works Department—Water Works Fund.

Milton E. Gray, estimate No. 2 for addition to Hemlock saw house.....	\$100 00
National Mill Co., meters.....	219 00
S. B. Stuart & Co., coal.....	70 20
John C. King, mattress.....	3 00
Sherlock & Sloan, pipe and fittings.....	1 59
George E. Miller, wood.....	5 00
Woodbury, Booth & Pryor, material and labor.....	1 00
J. Brooks, harness work.....	10 72
A. H. Kasseall, livery.....	11 06
Marx & Young, repairing wagons.....	9 00
Chase & Otis, lumber.....	2 29
J. R. Chamberlin, supplies.....	2 50
I. H. Dewey, repairing furniture.....	4 00
Bell Telephone Co., telephone rent.....	25 00
Holt Ink Co., stationery.....	6 00
T. J. Neville, disbursements.....	20 81
	\$491 11

Fire Department—Fire Department Fund.

Allen Fire Department Supply Co., pipes and nozzles.....	\$29 00
Connell & Dengler, repairs to apparatus.....	31 86
Marx & Young, repairs to apparatus.....	21 80
J. R. Chamberlain, couplings.....	5 25
L. W. Wehn, hay.....	30 91
S. Golden, hay and straw.....	50 04
J. A. Otto, hay and straw.....	31 25
T. Brooks, harness work.....	5 60
C. Kimball & Co., harness soap.....	5 00
Western Union Tel. Co., telegraphing.....	77
T. J. Neville, Clerk, disbursements.....	4 00
Wendel Bayer, washing and expenses.....	18 20
Rochester Gas Light Co., gas bills.....	26 60
James Field, supplies.....	2 59
Monthly pay roll, engineers and firemen.....	2,331 84
	\$2,594 71

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsingser, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. L. M. Otis—

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

GENILEMEN—Your Lamp Committee would respectfully call the attention of your honorable body to a certain contract made by and between the National Gas Light Company of the city of New York and the city of Rochester, dated the 7th day of February, 1880, whereby among other things the said National Gas Light Company agreed that "the materials to be used in each lamp for burning and creating light is to be of the best quality of naphtha," which it has failed to furnish and use, as by said contract required. And your Committee would further report that the materials used for lighting said lamps is of a very inferior quality and unfit for the purpose, and that the said company have neglected to carry out the terms of said contract as above stated, as well as in other respects.

And your Committee, therefore, ask that said contract be terminated in accordance with

its terms, the same being no longer satisfactory to your Committee.

LYMAN M. OTIS,
LEWIS EDELMAN,
S. D. WALBRIDGE,
Lamp Committee.

December 14, 1880.

By Ald. L. M. Otis—Resolved, That whereas the light furnished by the National Gas Light Company of the city of New York, under its contract with the city of Rochester, dated February 7th, 1880, is no longer satisfactory to the Lamp Committee, said contract is hereby terminated and discontinued on and after January 1st, 1881, and that the same be restored to the contractor for lighting the kerosene lamps.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Dec. 14, 1880.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 14th day of Dec., 1880, as required by section 58 of the City Charter.

	Balance Undrawn.
Board of Education Fund.....	\$36,406 15
Fire Department Fund.....	17,619 96
Poor Department Fund.....	24,550 97
Police Department Fund.....	21,505 73
Contingent Fund.....	26,418 53
Highway Fund.....	17,973 23
Lamp Fund.....	4,691 87
Health Fund.....	2,154 20
City Property Fund.....	1,701 88
House for Truants Fund.....	9 10
Park Fund.....	1,332 29

A. C. McGLACHLIN, Treasurer.

Subscribed and sworn to before me this 14th day of Dec., 1880.

CHAS. H. SPILLWELL,
Commissioner of Deeds.

Ordered received, filed and published.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, Dec. 13, 1880.

To the Common Council:

GENTLEMEN—A claim for abatement of water rents charged and now in the hands of the City Treasurer against the religious society known as the Sisters of Notre Dame connected with St. Peter and Pauls church congregation, has been brought to the attention of this Board, and they beg leave to present the facts to your honorable body that you may order such abatement as the petitioners claim they should be allowed.

In 1874 a water service was introduced to the premises under direction of the Water Works Commission and was connected with a reservoir or tank in the upper story of the building, the purpose being as was stated to supply the tank in times when the quantity of rain water was insufficient to meet the wants of the institution. The supply was thus furnished until the Executive Board took possession in 1876 at which time the commissioners made a charge of forty (40) dollars for water against the society from August, 1874 to May, 1877, which was an estimated rate based upon supposed uses. From May, 1877 to May 1878, the charge for water was based upon schedule rates adopted by the Executive Board, which amounted to \$26.45. The society protested

against payment of these amounts on the ground that the quantity of water used did not warrant so large a rent.

In May, 1878, the Executive Board set a meter in the building and by this meter measurement the quantity of water used has not, during the past year, exceeded four dollars in amount charged.

Under this statement of facts and circumstances the undersigned committee of the Executive Board beg leave to recommend that the sum of thirty (\$30) dollars be received in full of claim for water rents against the institution above named, and, after a full inquiry into the matter your honorable body approve of such recommendation, you direct the City Treasurer to collect the amount stated in accordance with such approval.

Very respectfully,
F. P. KAVANAGH,
J. GERLING,

Committee.

Ald. Felsing moved that the City Treasurer be authorized to receive \$30 and cancel the balance.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Etelman, Weaver, Kelly, Hart—16.

By the Clerk—

EXECUTIVE BOARD OF THE CITY OF ROCHESTER,
ROCHESTER, N. Y., Nov. 30, 1880.

To the Common Council.

I have the honor to transmit herewith statement showing disbursements for all purposes of November, also balance sheet showing the present condition of the several funds in the charge of the Executive Board. Respectfully,

Your obedient servant,

THOS. J. NEVILLE,
Clerk of Executive Board.

EXECUTIVE BOARD,
Office City Hall, Nov. 30, 1880.

Statement showing disbursements for all purposes by the Executive Board in the month of November, 1880; also present condition of the several funds in the charge of the Executive Board.

Total amount of orders drawn on the City Treasurer:
Ordered by Common Council.....\$ 14,298 16
Ordered by Ex. Board for labor..... 5,581 77 \$19,879 93

Funds debited.

Highway Fund.....	\$ 3,852 69
Water Pipe Fund.....	2,111 36
Water Works Fund.....	4,075 46
Fire Department Fund.....	3,238 99
Garbage Fund.....	300 00
Salary and Expense Fund.....	500 00
Sundry Local Improvement Funds.....	4,224 70
Sundry Sprinkling Ordinance Funds	1,606 73 19,809 93

Balance Sheet—Condition of Funds Nov. 30.

City Treasurer: Dr. balance.....	\$33,690 23	
Sidewalk Repair Fund.....	2,009 95	
Exchange st. sewer.....	6,544 55	
Graves st. Improvement.....	1,089 00	
East avenue sewer.....	324 75	
Lake ave. Sewer extension.....	1,401 16	
Tracy Park opening.....	3,000 00	
Cayuga Place Walk.....	205 08	
Hand street Widening.....	74 55	
Sundry Sprinkling Ordinance Funds	5,439 97	
Highway Fund. Cr. balance.....	17,950 66	
Water Pipe Fund.....	828 82	
Water Works Fund.....	9,198 41	
Water Works Fund (special).....	1,515 47	
Fire Department Fund.....	17,669 38	
Garbage Fund.....	3,553 37	
Salary and Expense Fund.....	3,067 18	
	\$52,779 34	\$52,779 34

Ordered received, filed and published.

By the Clerk—

DEPARTMENT OF PUBLIC INSTRUCTION,
OFFICE SUPERINTENDENT OF SCHOOLS,
ROCHESTER, N. Y., Dec. 7, 1880.

At a regular meeting of the Board of Educa-

tion, held Nov. 15, 1880, the following report and resolution were adopted, viz :

Com. Hutchinson, from the Law Committee, presented the following report :

To the Honorable the Board of Education of the City of Rochester :

The Law Committee to whom was referred the subject of "the title of old No. 5 school property and whether the Board of Education has power to rent the same," would respectfully report, that after an examination of the records of Monroe County Clerk's office, they are of the opinion that the city of Rochester has a good and valid title to said property.

That section 124 of title 6 of the city charter is as follows : "The title of the school houses, sites, lots, furniture, books, apparatus and all other school property in this act mentioned shall remain and continue to be in the city of Rochester."

The Board of Education as constituted is clothed with certain powers and charged with certain duties, some of which are as follows :

To organize and carry on schools in such numbers as they may deem necessary, and to alter and discontinue the same; to hire school houses and rooms and keep them in repair; to purchase, exchange or improve and repair school apparatus; to have the custody and safe keeping of the school houses, out-houses, fences, books, furniture and appendages, and other similar powers and duties consistent with and necessary to enable them to superintend, supervise and manage the common schools in the city of Rochester.

The statutes expressly provide that whenever, in the opinion of the Board of Education, it may be advisable to sell any of the school houses, lots or sites, or any of the school property belonging to the city, that they report the same to the Common Council, and the Common Council, after such recommendation, has authority to sell the same upon such terms as said Council may deem expedient.

The proceeds of such sale are to be again expended in the purchase, repair or improvement of other school houses, lots, sites, apparatus or school furniture.

But after a careful examination of the subject, your committee are unanimous in the opinion that the Board of Education has no authority to lease said school property, consequently a tenant or occupant of the same would not be protected in paying said Board of Education rent for the use thereof, and would therefore recommend the adoption of the accompanying resolution.

All of which is respectfully submitted.

F. B. HUTCHINSON,
N. L. BRAYER,
DE L. CRITTENDEN,
CHAS. M. WILLIAMS,
Committee.

Resolved, That in the opinion of this Board, it is deemed advisable to sell the property known as old No. 5 school; also school property situate on Jay street, known as old No. 21.

Adopted as follows :

Yeas—Coms. Bemis, McMillan, Kingsley, Hutchinson, Williams, Jones, Crittenden, Kase, Granger, Martens, Cork, Brayer—12.

Nays—Coms. Brown, Noyes—2.

A true copy. A. L. MABBETT, Clerk.

Ald. Hart moved that the communication be referred to the Committee on Schools and

that they advertise for bids and report to the Common Council.

Ald. Barron moved as an amendment that it be referred to the Law Committee.

The amendment was accepted by Ald. Hart and the resolution adopted.

By the Clerk—

ROCHESTER, N. Y., Dec. 14, 1880.

To the Honorable the Mayor and Common Council of the City of Rochester, N. Y. :

GENTLEMEN—A number of years since the State, on the application of the citizens of this city and of the Council, erected a very substantial iron bridge over the Erie canal at Goodman street, and since which time it has not been brought into use, as that portion of said street between the canal and Pinnacle avenue has never been opened. The attention of the Common Council was called to it in 1879, and then given notice that unless it was brought into use it would be removed to other points where it would be of service. The State is about erecting from ten to fifteen new bridges on the western division the present winter, and if this Goodman street bridge is not to be utilized, it is the intention of the department to remove said bridge to another locality. Be pleased to inform the writer at your earliest convenience whether your board expects or intends to bring said bridge into use this winter, and believe me very respectfully and truly yours,

HENRY L. FISH,
Asst. Supt. Public Works.

Ald. Hart moved that the communication be referred to the Improvement Committee. Adopted.

UNFINISHED BUSINESS.

Ald. L. M. Otis moved the adoption of the following amendment to Rule 6 of the Rules and Orders of the Common Council as noticed by him at the last meeting :

And no permission shall be granted without reference to the Wooden Building Committee unless the application be accompanied by the written certificate of the Fire Marshal that he has examined the premises mentioned therein, and that no reason exists why said application should not be granted.

Adopted by the following vote :

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

UNFINISHED BUSINESS GENERALLY.

By Ald. Hebing—Resolved, That the resolution relating to the reassessment for the improvement of Oak street be and the same is hereby amended so as to read as follows, viz. :

Resolved, That whereas an assessment for the improvement of Oak street, confirmed by the Common Council of the city of Rochester, N. Y., May 30th, 1865, has been declared by the Court of Appeals of the State of New York, and also by the Supreme Court at an equity term thereof, held by the Hon. David Rumsey, to be illegal and void, and said courts being courts of competent jurisdiction, and that a portion of the assessment for the improvement of said Oak street remains unpaid, to wit : The sum of \$10,869.02, together with the interest or percentage thereon, and,

Whereas, It appears that the said improvement of Oak street has been made and com-

pleted from Allen street to Lyell, in accordance with an ordinance duly passed by the Common Council, and it is deemed expedient to make a reassessment thereof,

And that the whole expense thereof as reported by the City Treasurer is \$66,892.16 and that the following portion of said city is deemed benefited thereby and proper to be reassessed for the whole expense thereof, viz.: One tier of lots on each side of Oak street from Allen street to Lovell street and further,

Resolved That the tax payers to be reassessed 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 or 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 installment, a discount will be allowed at six per cent. per annum. Therefore,

Resolved, That the sum of \$66,892.16 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 a reassessment 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 — day of January, 1881, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Hebing moved that further action be postponed until the next regular meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. Hart moved to proceed to a *viva voce* vote for Assessor. Adopted.

Ald. Felsing nominated William Maher.

Ald. Hebing nominated James P. Evans.

William Maher was named by Ald. Tracy, Barron, Fee, Chambers, Mandeville, Felsing, Edelman, Kelly, Hart—9.

James P. Evans was named by Ald. Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—7.

William Maher having received the requisite number of votes was declared elected.

By Ald. L. M. Otis—Whereas, The terms of the Commissioners of Deeds of this city will expire on the 31st inst. and the laws of the State of New York require the Common Council to "determine and limit the number of Commissioners of Deeds to be appointed in and for" the city of Rochester; therefore,

Resolved, That the number of Commissioners of Deeds for the ensuing two years be fixed at eight hundred and that the term of office of all Commissioners of Deeds that shall be appointed by the Common Council will expire with the last day of December, 1882. Adopted.

Ald. L. M. Otis moved to ballot for Commis-

sioners of Deeds and that the Clerk cast the ballot.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The following named persons having received the concurrent vote of the Common Council were duly elected Commissioners of Deeds for the ensuing term:

FIRST WARD.

James L. Angle,	Benjamin F. Freeman,
E. Tucker,	Chas G. Hussey,
Richard H. Lansing,	B. F. Gilkeson,
Geo H. Benton,	Jacob Howe, Jr.,
Wm H. Niven, Sr.,	James H. Montgomery,
Henry D. Stone,	James W. Casey,
John G. Wilson,	Edward Chilton,
Andrews Cram,	Alex R. Cutler,
Lyman M. Newton,	Wm D. Gallagher,
Peter Sheridan,	Jeremiah Cutler,
Henry D. McNaughton,	Wm H. Tracy,
John E. Durand,	Andrew M. Seiple,
John Harmon,	Darrel D. Sully,
James E. Cheney, Jr.,	James Alexander,
Charles W. Briggs,	Lincoln W. Sage,
Charles J. Powers,	Maitland D. Mallory,
L. M. Jeffrey,	Frank E. Witherspoon,
L. H. Granger,	John D. Cranall,
Seward French,	John W. Kennelly,
John C. O'Reagan,	L. M. Mandeville,
	E. F. Stilwell.

SECOND WARD.

O. L. Angevine,	Geo W. Tuttle,
M. Barron,	Andrew Naeic,
John T. Tracy,	Jos. Qualtrough,
J. O. Howard,	Patrick Joyce,
C. L. Fredenburg,	William F. Hassen,
John Bisgood,	M. H. FitzSimons,
Sylvester P. Robbins,	John M. Brown,
William J. Wilcox,	Horace Jones,
Henry H. Pryor,	Richard Walden,
Thos J. Neville,	Richard Curran,
B. O'Reilly,	Wm Hildreth,
Geo. Arnold,	Elias Mapes,
Conrad B. Denney,	C. E. Potter,
Alverado Stevens,	Patrick Burns,
John A. Donaghtue,	Jerome Stockin,
Patrick Cox,	F. P. Michels,
Thos P. Pryor,	James Leonard,
	John E. Watters.

THIRD WARD.

J. Nelson Tubbs,	Seth H. Terry,
Henry C. Frost,	Henry F. Smith,
Thomas McMillan,	John F. Holmes,
Paris G. Clark,	Chas M. Allen,
Henry W. Moshier,	Albert G. Wheeler,
Phillip McConnell,	Geo M. Edwood,
Thos E. White,	Geo H. Humphrey,
Lorenzo Kelly,	Charles E. Hoyt,
Robert Williamson,	Joseph A. Eastman,
Wm F. Peck,	John T. Fox,
John Mogridge,	Walter W. Adams,
T. Weed Whitteley,	Isaac Hills,
Wm G. Raines,	E. Mott Moore,
Arthur Leitchford,	H. Pomeroy Brewster,
Byron D. McAlpine,	Henry E. Rochester,
Wm H. Groot,	Ed Williams,
Thomas B. Husbands,	John W. Van Vechten,
William Johnson,	Hamilton Hyde,
Henry L. Achilles,	Wm N. Tubbs,
Geo W. Lamb,	Geo. B. Harris.

FOURTH WARD.

Chas M. St John,	Josiah Sullivan,
N. P. Osborne,	J. S. Mathey,
John T. Farmer,	Philias Chamberlain,
Henry Herzberger,	H. H. Howard,
H. S. Hebard,	Thos H. Wilbur,
Wm F. Sandway,	S. W. Hegeman,
Wesley Crouch,	Wm H. St. John,
Thos D. Husbands,	A. M. Moser,
H. S. Allen,	John Howe,
Chas R. Davis,	S. D. W. Cleveland,
Daniel Wood,	Delos W. Northworth,
Hiram L. Barker,	John Wegman,
E. B. Burgess,	Louis Ernst,
W. V. K. Lansing,	Stephen D. Remington,
Geo F. Bassaam,	Herman W. Morris,
W. R. Ward,	W. H. Ross Lewin,
John W. Stebbins,	James McMannis,
Geo O. Angevine,	N. H. Gausha,
George Treneman,	Geo R. Ines,
L. H. Gillette,	B. Palmer Smith,
	Wm H. Jacobs.

FIFTH WARD.

Frank W Caring,
Jacob Pahn,
F J Stewart,
Solomon Wile,
James Paine,
Fred D Rogers,
M M Wolff,
Geo C Maurer,
Wm E Ryan,
Geo Caring,
H S Brewer,
Roman Overburg,
Stephen W Stott,
Erastus Darrow,
Joseph Rau,
O F Fee,
J Sherlock Andrews
E E Bausch,
Henry Brinker,
Leo A Schlitzer,
J Emery Jones,
Samuel L Dobbins,
A E Wolff,
Chas Engler,
Adolph Nolte,
J Aaron Adams.

SIXTH WARD.

W Y Andrews,
C D Tracy,
Joseph Hoffman,
Geo W Connolly,
Louis Ettanheimer,
Simon Stern,
Jirah B Moseley,
Abram Stern,
I A Wile,
Lodewick F Relyea,
J S Garlock,
Robert G Erler,
James P Evans,
Willi C Hadley,
Chas W Williams,
Julius A Wile,
Herman Mutschler,
Louis Eichelman,
C C Davison,
Joseph Schutte,
Francis Boor,
John Groh,
E McSweeney,
Theron Parsons,
John G Mutschler,
Charles Cherain,
Pierion B Hullett,
Allen B Sheffer,
W H H Rogers,
Wm F Morrison,
Chas F Dean,
Edward A Hoffman,
Michael Filon,
Fred K Goetzman,
E M Thrasher,

SEVENTH WARD.

W G Anthony,
S R Woodruff,
M D Rowley,
Chas Hyde,
R H Schooley,
C S Campbell,
H S Hanford,
G W Crouch, Jr,
George Engert,
C A Jeffords,
C E Rowe,
Hiram H Edgerton,
F W Hawley,
Charles E Morris,
W W Webb,
W M Bennett,
Chauncy Perry,
J Z Culver,
P W Taylor,
Q Van Voorhis,
W H Dana,
F Ritter,
Henry Barnard, Jr,
Wm H Jones,
J H Jeffries,
C H Mathew,
Chas H Stillwell,
E H Sabin,
Milton Noyes,
T J Boyd,
W N Emerson,
C B Thomas,
Geo G Campbell,
Geo P Draper,
J W Moser,
F J Amsden,
E M Schooley,
Oscar H Peacock.

EIGHTH WARD.

P F Wilson,
F G Wideman,
L M Wooden,
B Lampert,
Henry C White,
Wm J Naylor,
Wm M Bates,
James M Niven,
S G Hollister,
Wm B Hall,
E A Kalbfisch,
Geo D Forsyth,
James Lennor,
Edward Angevine,
John Alexander,
James B Pike,
Andrew VanDake,
Thomas Wilkins,
James Alexander,
William O Kane,
F M McFarlin,
John Lynn,
Newell A Stone,
Val Fleckenstein,
Homer H Woodward,
F Stahlman,
C G Benedict,
H L Fish,
John N Harder,
W J McPherson,
M Leyden,
Geo W Thomas,
W B Levett,
W G Butler,
Geo A Begy,
Geo E Warner,
John M Dunning,
Maurice Moynihan,
John H Foley,
J Bennett,
Patrick Caulfield,
John W Martin,
James Tumbelty,
A J Hullett,

D B Murphy.

NINTH WARD.

Hamlet S Briggs,
Henry Harrison
W J McKelvey,
Jas H Wilson,
Cornelius McDonald
Eli Leavenworth
Edward J O'Neil
Joseph Knope,
Ernest Veyhl,
D C Ferly,
Jas M Harrison,
John McGorry,
Dan Budd,
W C Markell,
A S Clackner,
W A Montgomery,
Hector McLean,
W T Simpson,
Frank S Upton,
Edward Webster,
Martin Joiner,
Math Daus,
W J Osborne,
J W Hotchkiss,
J F Boyd,
Patrick Kane,
Wm J Sheridan,
M C Mordoff,
Warham Whitney
Wm R Oatley,
W Butler Crittenden,
A Meeker,
Chas S Baker,
W P McKillop,
Roy C Webster,
Edwigh Farrar
John Desmond.

TENTH WARD.

Martin W Cooke,
Wesley Mandeville,
Wm Wagner,
Anthony Cole,
Geo Breck,
De Witt C Ellis,
Thaddeus Hullett,
O H Stevens,
C C F Woodorth,
Sidney S Avery,
Chas Moody,
Robert B Wickes,
Franklin J. Ellis.

ELEVENTH WARD.

Nicholas Kase,
Michael J Mahar,
Jacob Gerling,
Wm Woiz,
Nicholas F Berna,
Peter G. Liener,
Wm Schwing,
Chas Smith,
M B O'Dea,
Otto C Popp,
John Brayer,
Reuben Punnett,
Thos Drausfeld,
John A Seiner, Jr,
Mathias Schomer,
E Schwab,
Horace Pierce,
P McIntyre,
Rudolph Vay,
Geo Fleckenstein,
Francis P Kavanagh,
Peter Wolf,
Francis A Lovelace,
Joshua E Adcraft,
Val Dengler,
Luke R Flynn,
Chris Schoefer,
Jacob Kolb,
Geo Bernherd,
Jos Attridge,
R McIntyre, Jr,
Geo Mumbach,
W D McPherson,
Henry Kleindeinst,
John Kavanagh.

TWELFTH WARD.

B F Enos,
F J Irwin,
R Woodward,
F Schlager,
D Abeles,
C G Wolf,
Wallace Hagaman,
C P Barry,
Thos Duffy,
W D Ellwanger,
F Zimmer,
Thos O'iver,
Homer Gorton,
A H Demorest,
Charles H Granger,
E H C Griffin,
L J Donivan,
W H Ireland,
W G Watson,
H G Otis,
J W Babcock,
Arend Jansen,
A J Riebling,
J A Child,
F S Stebbins,
Philip Wickens,
Geo H Ellwanger,
N. T. Heckstaff,
Franklin C Skinner,
William Gibbs,
Andrew Carle.

THIRTEENTH WARD.

J. J. Nuunold,
A. Schlick,
V. H. Hetzler,
F. C. Lauer, Sr.,
Chas. Seitz,
Jacob Margrander,
Fred Stadel,
Florian A. Hetig,
H. H. Babcock,
J. Nagle,
H. S. Ellinger,
Geo. Messmer,
Hiram Davis,
Wm. G. Martens,
J. H. Lehman,
Albert Hoeft,
H. S. Brown,
Geo. F. Frank
M. Leekinger,
John Mauder,
J. A. P. Walker,
E. H. Nixentemp,
Frank Schofield,
John Stephany,
Christian Widman,
M. Schoenberg,
John Widman,
J. Schleifer,
W. J. Steinhauser.

FOURTEENTH WARD.

Cyrus T. Cooke,
John H. Keel,
Wm. Oliver,
Johnathan E. Pierpont,
L. P. Beck,
A. H. Cork,
N. B. Ellison,
Joseph B. Ward,
Abraham Boss,
Herbert L. Ward,
Henry W. Boddy,
Levi A. Ward,
F. S. Rew,
G. Henry Roberts,
L. H. Van Zandt,
John B. Snyder,
Geo. W. Rhines,
David G. Fitchner.

FIFTEENTH WARD.

Patrick Culligan,
Joachim P Rickard,
Wm G Walters,
Geo Meyer,
John A Burgess,
Adam May,
Ellis Fellman,
Henry E Huntington,
Joseph Kitzenthaler,
Edwin Griffin,
James Gorsline,
Fred Banham,
John H Martundale,
J H Taylor,
Leonard Miller,
Joseph Attridge,
Frank Sherer,
Joseph A Stull,
Harry A Olmsted,
J Breck Perkins,
John Lutz,
Charles Hetzler,
Lewis P Ross,
Giles F Kitts,
John R Smye,
Nicholas N Brayer,
Henry Kondolph,
Josias Hubbackek,
John C O'Brien,
Frank May,
Joseph W Knobles,
Cyrenius H Finch,
R D Robinson,
Henry Fairbeck,
Jos H Curry,
Bernard Kitzenthaler.

SIXTEENTH WARD.

Samuel Dubelbeiss,
Marvin A Culver,
Robert Ades,
Isaac W Butts,

John R Strauchen,
John W Stroup,
John O'Leary,
E S Hayward,
Mathias Dubelbeiss,
Frederick W Baetzel,
Jerome Hart,
Angus McDonald,
Wm Rampe,
Fred C Lauer, Jr,
C D Kiehel,

Pcmeroy P Dickinson,
Wm S Jones
James Vick, Jr,
J Geo Baetzel,
Jas H Stanley,
Lorenzo D Ery,
Caleb K Hobbie,
Wm N Gouthout,
John Smyles,
John Strunner,
Frederick Vose,

J R Fanning.

MISCELLANEOUS BUSINESS.

By Ald. Kelly—Resolved, That Glenn K. Shouder, 159 Wilder street, be granted a market license on his paying into the city treasury the sum of one dollar. Adopted.

By Ald. Felsing—Resolved, That Louis Dennie, corner Wa nut and Orange streets, be granted a market license on his paying into the city treasury the sum of one dollar. Adopted.

By Ald. Felsing—Resolved, That the Treasurer be and he is hereby authorized to receive \$1.06 in full payment for general city tax of 1879 assessed upon lot 13, east side First avenue, 16th ward, to Philadelphia Dist. M. E. Church, and charge \$1.59 to erroneous assessments.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. Felsing—Resolved, That the Treasurer be and he is hereby authorized to credit deficiency loan and charge erroneous assessments \$10.47, same being amount of tax and expenses, sold March 5th, 1863, in the name of Louis Haag, ward 11, lot parts 17 and 18, Smith st. (\$5.87), and tax and expenses sold March 5th, 1863, in the name of Nicholas Theas, 10th ward, Scio st., lot S2, S. pt. (\$4.60); Treasurer's receipts having been shown for same.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. Felsing—

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

GENTLEMEN—Your Assessment Committee, to whom was referred sundry petitions, after a careful examination of the same would recommend the following:

Resolved, That all taxes appearing against Lot No. 1, on Rowe street, assessed to Seth W. Marsh, be cancelled, and the amounts charged to Erroneous Assessments.

In regard to the petition of Wm. B. Morse for cancellation of taxes on property formerly assessed to John Burns in the years 1861, '64 and '67, and now owned by Mr. Morse, and said Morse holding a deed from the city dated 1875, your committee would recommend that said taxes be cancelled and the amounts charged to Erroneous Assessments.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Hart—15.

By Ald. Felsing—Whereas, Lot No. 10 and 11 of the Farm track, Ontario street., Fourteenth Ward, were assessed for North ave. outlet sewer No. 1794, 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 December 11, 1880, 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 \$8.25, with expenses nd interest, in pursuance of said certificate.

Adopted.

ICOPY.

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Dec. 11, 1880.

J. G. McGlachlin, 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 1880 to George Pfaff and wife, viz:

Lot No. 10, Kelly's sub'n of part 66, Farm tract, west side of Ontario street, Fourteenth Ward, 33 feet front, 33 feet rear, and 15 deep and that the owners of said property should pay as their portion of the tax for North avenue outlet sewer the sum of \$8.25 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,
A. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE
ROCHESTER, Dec. 13, 1880.

A true copy.

A. G. MCGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lots No. 5 and 6 of the Gariock sub-division Tract, Park avenue, Sixteenth Ward, was assessed for General City Tax for 1879, 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. 2d, 1880, 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 \$1.32, with expenses and interest, in pursuance of said certificate.

Adopted.

ICOPY.

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Dec. 2d, 1880.

J. G. McGlachlin, Treasurer:

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the General City Tax for the year 1881, to Herman Spell beugh, viz: North part of Lots No. 5 and 6 J. S. Gariock's sub-division of Lots No. 62 and 63, and North part of 61, Assessors' sub-division of Lot 51, Park avenue, in rear, Sixteenth Ward, 83 feet front, 80 feet rear, and 62 feet deep, and that the owner of said property should pay as his portion of the General City Tax for 1879, the sum of \$1.32, 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., Dec. 15th 1880.

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. Hebing—

Whereas, It has pleased an all-wise Providence to remove by death a young and promising daughter of one of our associates, therefore,

Resolved, That this Board deeply sympathize with Alderman Edelman and his bereaved family in their great affliction.

Resolved, that the clerk present the family with a copy of the above.

Adopted unanimously.

Ald. Fee presented the petition of William Boyle for remission of tax. Referred to Assessment Committee.

By Ald. Fee—Resolved, That Wm. Boston be granted a license to sell fruit in the streets of the city on his paying into the City Treasury the sum of \$5. Adopted.

By Ald. L. M. Otis—

Whereas, An all-wise Providence has seen fit to remove by death from our midst ex-Alderman Whitcomb, therefore,

Resolved, That we recognize in the deceased ex-Alderman Whitcomb, who was a representative man both in his official and business capacity, a true representative of the best of Rochester's citizens.

Resolved, That we appreciate his services as an Alderman and Supervisor, and bear testimony to his energy and sterling integrity.

Resolved, That this board hereby extend to his bereaved widow, his brothers, partner in business and the friends generally of the deceased, its most heartfelt sympathy in this the hour of their bereavement.

Adopted unanimously.

By Ald. L. M. Otis—Resolved, That the Treasurer be and he is hereby authorized to draw the city's note or notes for \$100,000, and have the same discounted, and charge discount to Contingent Fund: the same being for interest due January 1st, 1881, said notes to be countersigned by the chairman of the Finance Committee.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Kelly moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, Dec. 28, 1880.

REGULAR MEETING.

Ald. Westbury, president of the Board presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. L. M. Otis—Bills of

Citizens' Gas Company, care lamps for Dec. \$2,612 50
National 595 00

M. W. Sherman, resetting lamp post. 50

Referred to Lamp Committee.

Ald. L. M. Otis presented the petition of Wm. B. Geddes for cancellation of tax. Referred to the Assessment Committee.

By Ald. Hebing—Bill of

A. G. Wheeler, disbursements in the Hannah F. Brown suit. 9 81

Referred to the Law Committee.

By Ald. Ira L. Otis—Bills of

W. I. Hanford, serving notices. \$2 12

L. M. Mandeville, postage stamps. 10 00

Jas. H. Schooley, serving notices. 3 88

Jonathan Reynolds, services. 6 10

Referred to Contingent Expense Committee.

By Ald. Ira L. Otis—Bill of

Martindale & Oliver, services. \$2,976 02

Ald. Tracy in the chair.

Ald. Westbury moved that action on Martindale & Oliver's bill for services, be postponed until the next regular meeting. Adopted.

Ald. Chambers presented the petition of Charlotte Knight for cancellation of tax. Referred to the Assessment Committee.

By Ald. Walbridge—Bill of

Chase & Otis, posts. \$207 20

Referred to Park Committee.

By Ald. Mandeville—Bills of

D. Earl, labor and material. \$203 53

Rochester Gas Co., gas City Hall and Front Street Building. 134 87
Consumers Ice Company, ice. 46 80
Shantz, Minges & Shale, chair and repairing. 9 25

Referred to City Property Committee
By Ald. Mandeville—Bill of

John Van Voorhis, services. 4,000 00
Referred to the Law Committee.

By Ald. Hart—Bills of

Rochester Printing Company, printing. 6 75
Sherlock & Sloan, labor, police headquarters. 7 40

Referred to the Finance Committee.

Ald. Hart presented the petition of the Rochester City and Brighton Street Railroad Company asking permission to lay tracks through Park avenue and on Monroe avenue.

Ald. Ira L. Otis presented a remonstrance against laying tracks through Park avenue.

Ald. L. M. Otis moved to lay on the table until the next regular meeting.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly—14.

Ayes—Ald. Hart—1.

By Ald. Weaver—Bills of

Mathew Yawman, bread. \$179 49
Jacob Howe, Jr., 104 35
S. Wheeler, rent. 6 00
H. Herzberger, 50 00
O'Kane Bros., meat. 50 00
Lewis & Co., transportation. 19 50
Smith, Perkins & Co., groceries. 13 05
N. Y. L. E. & W. Railroad, transportation. 5 85
P. W. Taylor, disbursements. 128 07

Referred to Poor Committee.

REPORTS OF STANDING COMMITTEES.

Ald. L. M. Otis, of the Lamp Committee
Ald. Ira L. Otis, of the Contingent Expense Committee; Ald. Mandeville, of the City Property Committee; Ald. Walbridge, of the Poor Committee; Ald. Hart, of the Police Committee; Ald. Weaver, of the Poor Committee, reported favorably on various bills referred to their respective committees and moved their reference to the Finance Committee for payment.

By Ald. Edelman—

Resolved, That R. H. Westervelt and Henry Bender have permission to erect wood buildings in accordance with their petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Wickens—Bills of

John H. Mason, burying dead animals. \$ 7 00

Union and Advertiser, printing. 7 50

John O'Rourke, board for horse. Nov. 18 00

L. A. & E. F. Ward, insurance on Hope Hospital to Dec. 1, 1880. 5 00

Referred to the Finance Committee.

By Ald. Hebing—

Resolved, That the Clerk draw an order payable to A. G. Wheeler, Esq., for \$9.81, being the amount paid by him in the Hannah F. Brown suit against the city of Rochester, and charge the same to Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Ald. L. M. Otis asked the consent of the Council to place bills of the Poor Department on the Finance Budget. Carried.

FINANCE BUDGET.

ROCHESTER, N. Y., Dec. 23, 1880.
By Ald. L. M. Otis—Resolved, That the Treasurer
pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL FOR DECEMBER, 1880.	
Cornelius R. Parsons, Mayor.....	\$208 33
Ambrose C. McGlachlin, Treasurer.....	333 33
John R. Fanning, City Attorney.....	166 66
Oscar H. Peacock, City Surveyor.....	166 66
L. M. Mandeville, City Clerk.....	137 50
David McKay, City Assessor.....	150 00
August M. Koeth,	150 00
Wm. Mahar,	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell,	150 00
William E. Werner, Clerk.....	50 00
Francis J. Irwin, City Messenger.....	83 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building.....	50 00
W. C. Gray, Assistant Surveyor's Office.....	66 00
C. B. Parsons, Draughtsman.....	66 00
W. J. Stewart, Chairman.....	44 00
J. R. Chamberlain, Rubber Bands.....	32 33
E. F. McGlachlin, Treasurer's office.....	116 66
C. H. Stilwell,	62 50
J. T. Tracy,	62 50
J. Y. Ellas,	65 00
Edward Thomas,	30 00
Wm. Carroll, Fire Marshal.....	58 32
Assessors' clerk hire month of December.....	41 47

MISCELLANEOUS.

Tower & Herrick, stationery.....	3 35
Bentley, Meyer & Southwick, lumber for liberty pole.....	41 80
Meyers & Bentley, stationery.....	17 00
J. R. Chamberlain, rubber bands.....	2 90
Mensing & Stecker, check book Treasurer's office.....	10 00
Lunch for Council.....	10 00
Union and Advertiser, printing.....	108 00
.....	74 00
.....	25 00
..... pub. proceedings 1 qr.....	250 00
Roch. Print. Co., pub. proceedings 1 qr. to Jan. 1, as per contract.....	626 00
Express Print. Co., pub. proceedings 1 qr. to Jan. 1, as per contract.....	500 00
Herald Print. Co., pub. city notices 1 qr. to Jan. 1, as per contract.....	250 00
Rochester Volksblatt, pub. city notices 1 qr. to Jan. 1, as per contract.....	187 50
Rochester Beobachter, pub. city notices 1 qr. to Jan. 1, as per contract.....	187 50
And charge that Fund.	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR DECEMBER, 1880.	
Porter W. Taylor, Overseer.....	\$116 66
James W. Stanley, Assistant Overseer.....	66 66
Henry L. Achilles, Jr, bookkeeper.....	58 33
Jacob Lutt, clerk.....	40 00
Dr. Kempe, City Physician.....	41 67
Dr. Wegel, City Physician.....	41 67
Dr. Schmitt, City Physician.....	41 67
Dr. Rockwell, City Physician.....	41 67
Dr. O'Hare, City Physician.....	41 67
Dr. Spencer, City Physician.....	41 67
Vincent M. Smith, Excise Commissioner.....	66 66
C. Herzberger.....	66 66
Wm. F. Morrison.....	66 66
Maurice Moynahan.....	50 00
Joseph Eagan.....	40 00

MISCELLANEOUS.

A. H. Cork, groceries.....	8 00
J. A. Otto,	16 25
H. A. Richmond,	6 00
.....	8 00
John Turner,	15 00
Smith, Perkins & Co., groceries.....	91 29
W. & J. M. Achenhead, candles.....	29 75
E. H. Pool, flour.....	196 24
Female Charitable Society, board.....	9 00
R. M. Myers, stationery.....	9 43
N. T. Hackstaff, printing.....	7 00
Mathew Yauman, bread.....	179 49
S. Wheeler, rent.....	6 00
N. W. L. E. Barron, transportation.....	5 85
P. W. Taylor, disbursements.....	128 07
Lewis & Co., transportations.....	19 50
Smith, Perkins & Co., groceries.....	18 65
Henry Herzberger, meat.....	50 00
Jacob Howe & Son, bread.....	104 35
O'Kane Bros., meat.....	50 00
And charge that Fund.	

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR DECEMBER, 1880.

Dr. Chas. Buckley, Health Officer.....	66 66
John H. Mason, Superintendent and Clerk.....	50 00
A. C. Parsons, Inspector.....	40 00
Michael Murray, Inspector.....	40 00
John Meyer, Inspector.....	40 00
Joseph Thompson, Inspector.....	40 00
Henry M. Heindold, Keeper Hope Hospital.....	50 00
John O'Rourke, sewer flusher.....	40 00
John Vace,	40 00
F. J. Irwin, sal. to Jan. 1.....	25 00
And charge that fund.	

POLICE DEPARTMENT FUND.

Geo. Truesdale, sal. for Dec.....	\$187 50
Fred'k Zigamer, sal. to Jan. 1.....	125 00
Jacob Howe, Jr., sal. to Jan. 1.....	125 00

MISCELLANEOUS.

B. Frank Enos, expenses Nov.....	83 63
Union and Advertiser, printing.....	20 00
And charge that Fund.	

LAMP DEPARTMENT FUND.

American Railroad Signal Co., globes and reflectors.....	\$141 50
Critchell & Irwin, repairing lamps.....	19 73
Rochester Gas Co., care lamps Dec.....	2,053 33
Rochester Gas Co., resetting lamp posts.....	12 00
And charge that Fund.	

CITY PROPERTY FUND.

Chas. M. Beattie, sal. for Dec.....	\$30 00
Rochester Gas Co., gas City Hall and Front street building.....	138 93
G. W. & C. T. Crouch, wood.....	9 00
Wm. Connors, labor and material.....	9 00
F. J. Irwin, monthly cleaning.....	8 25
And charge that Fund.	64 95

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, ROCHESTER, N. Y., Dec. 27, 1880.

To the Common Council:

The accompanying bills and estimates having been duly audited, examined and settled, are hereby respectfully referred by this Board to the Common Council for payment, as required by Sec. 148 of the City Charter. Respectfully submitted,

THOMAS J. NEVILLE.

Clerk of Executive Board.

Street Department—Highway Fund.

H. A. Kingsley & Co., nails, &c.....	4 26
H. S. Brewer, macadam stone.....	35 81
W. H. Gorsline, clearing dumping ground.....	125 00
J. Wheeler, agent, coal.....	1 75
N. H. Galusha, sewer grates.....	4 17
Mrs. Geo. D. Lord, rent of stable.....	20 00

\$180,99

Street Department—Garbage Fund.

Jacob Rauber, estimate on contract.....	\$100 00
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Local Improvements—Special Funds.

E. C. Lauer, final estimate on Exchange street sewer.....	\$88 32
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Water Works Department—Water Works Fund.

N. Y. C. & H. R. RR. Co., transportation.....	\$ 3 61
J. W. Walsh, erroneous water tax.....	1 53
Burke, Fitz, merrons, Hone & Co., dry goods.....	1 32
Cross Brothers & Co., belting.....	6 90
M. Barron, coal.....	71 98
John P. Smith, printing.....	4 50
A. M. Semple, oil &c.....	12 32
T. J. Neville, Clerk, postage stamps.....	10 00

\$112 16

Fire Department—Fire Department Fund.

Alert Hose Co., quarterly appropriation.....	\$275 00
Active Hose Co.,	275 00
Protectives,	375 00
Dr. A. Tezz, veterinary services.....	9 75
George Masseth, horse hire.....	5 00
Kelly Lamp Co., repairs.....	5 00
W. B. Morse & Co., lumber.....	5 30
Michael Heavey, livery.....	11 50
M. Baron, coal.....	11 40
N. H. Galusha, iron spittoons.....	3 60
T. J. Neville, Clerk, disbursements.....	15 00

\$991 55

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart.—16.

COMMUNICATIONS FROM THE MAYOR AND OTHER
EXECUTIVE OFFICERS.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, Dec. 28th, 1880.

Gentlemen of the Common Council:

Louis H. Miller & Co., have this day entered into contract for the care and lighting of the kerosene lamps of the city as per resolution of your board, adopted at its last regular meeting.

I transmit to you the agreement, and also the bond executed in connection with the same.

CORNELIUS R. PARSONS,
Mayor.

This Agreement, made and entered into this 27th day of December, 1880, between Louis H. Miller and Company, comprised of Louis H. Miller and Monroe M. Bills, of Rochester, N. Y., of the first part, and the City of Rochester, N. Y., of the second part:

WITNESSETH, That the parties of the first part agree to take charge of, care for, clean, light and extinguish all the public kerosene lamps that are or may be in use by the City of Rochester from January 1, 1881, to January 1, 1882; they are to furnish such lamps with the best quality of oil, wicks, burners, chimneys, funnels, and double thick glass necessary for the use of said lamps, and keep said lamps in all respects in good order, and to clean the chimneys and glass belonging thereto, at least three times a week as the Common Council may direct, and to trim and clean said lamps as often as they may be required by the Lamp Committee of the Common Council of said city in order to secure good light.

They are to light all of said lamps and keep them lighted from half an hour after sunset until daylight, every night and all night, during said year. For lamps found unlighted by the police and reported by them, a deduction will be made for such amount as shall be deemed equitable by said Common Council. Said deduction is to be made twice in the year, and to be from the bills for June and December, unless this contract is terminated as hereinafter provided before January 1, 1882; in which case the deduction is to be made from the bill for the month or portion of month immediately preceding the termination hereof. The frames of said lamps are to be repaired at the shop or shops designated for such repairs by the Lamp Committee of the Common Council, and are to be taken to and from said shop or shops without any expense to said City or Rochester. Said City of Rochester is to put all said lamp-posts and frames in good repair on or before January 15, 1881, and the same shall be kept in good repair and returned in as good order and repair by the parties of the first part, on or before January 1st, 1882, or at the time of the termination of this contract, if it is annulled before January 1, 1882. A deduction is to be made from the last bill for such amount as will be necessary to put said lamps in such good repair if they are not so returned as above.

The City of Rochester by its Common Council reserves the right to annul and terminate this contract at any time during said term upon giving parties of the first part one week's notice in writing of their intention so to do; and in case of neglect to faithfully perform

this contract on the part of said parties of the first part according to its terms and conditions, and any assignment of this contract or of any interest therein by the contractor to any other person or corporation shall terminate and annul the contract at the option of said Lamp Committee of the Common Council of said city. The City of Rochester also reserves the right by its said Lamp Committee to increase or diminish the number of public kerosene lamps to any extent at any time during said term.

In consideration of the faithful performance of the above agreement the City of Rochester agrees to pay therefore at the rate of six dollars and thirty-five cents (\$6 35), for each lamp taken care of, lighted and supplied as above stipulated during the entire year and for each lamp taken care of, lighted and supplied as aforesaid for less than one year at the same rate in proportion, such payments to be made monthly and in accordance with the City Charter or the rules of the Common Council. Witness the hands of the parties of the first part and the seal of said city and the hand of its Mayor, the day and year first above written.

LOUIS H. MILLER,
MONROE BILLS,
CORNELIUS R. PARSONS, Mayor.

To L. M. Mandeville City Clerk:

SIR: I hereby resign the office of Inspector of Election of the 1st district, Ninth ward, Rochester. Yours, C. J. LESTER.

CITY CLERK'S OFFICE
ROCHESTER, N. Y., Dec. 28, 1880.

To the Honorable the Common Council:

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

William Maher, Assessor,
LUCIUS M. MANDEVILLE,
City Clerk.

ACTION ON ORDINANCES.

LOCAL IMPROVEMENT ASSESSMENTS.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Dec. 22, 1880.

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2111, for opening and extending Tracy Park, 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 \$3,008.00.

Yours respectfully,
A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2111.

TRACY PARK OPENING.

Whereas, The Common Council did upon the 20th day of April, 1880, enact an ordinance for opening and extending Tracy park.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$3,008.00, 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 Tracy park as it now exists from its present westerly terminus to Meigs street, also the property lying north of the proposed street and owned and occupied by the Newell heirs.

Therefore Resolved, That the sum of \$3,008.00, 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 January, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—16.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Dec. 22d, 1880. }

To the Hon. Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,143, for Lake avenue sewer extension 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 \$1,401.16.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT, ASSESSMENT NO. 2,143.
LAKE AVENUE SEWER EXTENSION.

Whereas, The Common Council did, upon the 10th day of August, 1880, enact an ordinance for extending Lake avenue outlet sewer.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$1,401.16, 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 beginning at the intersection of the east line of Lake avenue with the north line of McCracken street; thence northerly along Lake avenue, and including one tier of lots on the east side thereof, to the top of the hill, near the Sweeting property; thence southerly along Lake avenue and including one tier of lots on the west side thereof to Lake View park; thence westerly along Lake View park and including one tier of lots on the north side thereof to the westerly extremity of said park; thence westerly on the north line of said park produced, to the street at the east end of the Driving Park grounds; thence southerly along said street and including a strip of land 100 feet wide on the west side thereof to McCracken st.; thence westerly along McCracken street and including a strip of land 100 feet wide on the north side thereof to the city line; thence southerly along the city line to the northerly line of the Erie canal lands; thence southeasterly along the northerly and easterly line of the Erie canal lands to a point opposite the south line of Lorimer street; thence easterly to and along Lorimer street and including one tier of lots on the south side thereof to Frank street; thence southerly along Frank street and including one tier of lots on the west side thereof to Jones avenue; thence easterly along Jones avenue and including so many of the lots on the south side thereof as front on Jones avenue to Lake avenue; thence northerly along Lake avenue and including one tier of lots on the east side thereof, from Ambrose street to the place of beginning, excepting therefrom the banks of Deep Hollow creek.

Therefore, Resolved, That the sum of \$1,401.16, 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 January, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—16.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Dec. 22, 1880. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,147, for Cayuga Place 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 \$305.08.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,147.

PLANK WALK ON CAYUGA PLACE.

Whereas, The Common Council did upon the 24th day of August, 1880, enact an ordinance for plank walk on Cayuga Place.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$305.08, including such interest as the city has 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 Cayuga Place, from Grand street to Meigs street.

Therefore Resolved—That the sum of \$305.08, 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 January, 1881, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly and Hart—16.

UNFINISHED BUSINESS.

Ald. Hebing moved that action on the Oak street reassessment be postponed until the next regular meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. Hart moved to proceed to ballot for Commissioner of Deeds and that the clerk cast a ballot.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—14.

The following persons having received the concurrent vote of the Common Council were duly elected:

FIRST WARD.

Charles E Manning, John W Wilson,
J M Angle, Henry Bemis,
Chas A Davis, M H McMath,
F H Hovey, J G Shirley.

SECOND WARD.

John H Mason, E B Fiske,
August Drees, George D Watters,
Daniel Leary.

THIRD WARD.

S McK Smith, S P Moore,
Chas F Pond, Henry W Mathews,
Edwd H Vredenburgh, Edward Thomas,
Henry J Sullivan, W M Westbury,
Wm H Whiting, T E Churchill,
Frank M Bottom.

FOURTH WARD.

Jno E Morey, Jr, Thos G Outerbridge,
Henry B Hone, John P Palmer,
Geo T Parker, Frank Chandler,
C E East, F W Embry,
M Tierney, D W Dunham,
James Briggs, E H Croley.

FIFTH WARD.

Louis F Kolb, Casterline Williams,
F P Eagle, Peter Burns,
Edwin A Medcalf, Louis C Duempelmann,
William Carroll.

SIXTH WARD.

Albert F Hawk, James H Quinlan,
Edward McKnight.

SEVENTH WARD.

H M McDonald, W S Staples,
Thomas Rains, Geo W Wilson,
Horace J Tuttle, James A Jordan,
Jno N Beckley.

EIGHTH WARD.

Henry C White, John E Nevins,
Chas A Widener.

NINTH WARD.

Wm B Davis, F B Crittenden,
Chas E Loss, Peter G Miller,
De Lancy Crittenden, James Johnson,
Edward M Redmond.

TENTH WARD.

Wm N Cogswell, James Cochrane,
R E White, R F Vandenberg,
Ralph Butler, Jas L Hotchkiss,
Arthur Van Voorhis, Martin Bier,
Bartholomew Keeler.

ELEVENTH WARD.

E A Cowley, F G Adelman,
H J Sampson.

TWELFTH WARD.

Conrad Eckhart.

THIRTEENTH WARD.

Charles Ait.

FOURTEENTH WARD.

Wm Aikenhead, Frank A Ward,
Frank W Vedder, Saml L Seiden,
L Embury Dake, John Hunt,
Arthur T Hazen.

FIFTEENTH WARD.

Edward Yarton.

SIXTEENTH WARD.

W W McDonald, Edward Huddleston,
Geo Loveridge.

Ald. Walbridge moved to proceed to a *viva voce* vote for Inspector of Election of the first district of the Ninth ward. Adopted.

George H. Kennedy was named by Ald. Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Felsingner, Wickens, Edelman, Weaver, Kelly, Hart—13.

MISCELLANEOUS BUSINESS.

Ald. Hart moved that the citizens' committee be requested not to appeal the suits against the State Line railroad.

Ald. Mandeville offered the following as a substitute:

Whereas, in the action of the city of Rochester against the Rochester and State Line Railway Company, Henry A. Taylor, Isaac S. Waterman, Thomas Leighton, William H. Vanderbilt and others, it was decided by the Supreme Court, Judge Rumsey presiding, that the city of Rochester cannot take or hold, directly or indirectly, any of the capital stock of said company, and that the city has no claim which it can enforce for any of such stock; and

Whereas, it has also been decided by the Supreme Court, Judge Macomber presiding, in an action in which the city is plaintiff, and said railway company is defendant, that the city has no claim against said railway for any coupons of its first mortgage bonds; and

Whereas, the two suits above mentioned have both resulted in the defeat of the city, and the expenses attending the conduct of the same have been very great and the further prosecution thereof, in the judgment of the Common Council is inexpedient and unwise; and

Whereas, the said railway company is utterly insolvent and its franchise and property are about to be sold upon a judgment for the foreclosure of the mortgages given to secure its bonds—which mortgages cover not only all the property of the company but also the earnings of the road, and it will be unable to respond to any judgment the city might obtain if the judgments of Judges Rumsey and Macomber could be reversed; and

Whereas, the city directors of the said railway company have been assured by its President, Walston H. Brown, Esq., that as soon as the reorganization of said company takes place, a connection will at once be made at Charlotte with the Lake Ontario Shore Railroad, thus securing, without cost to the city, a connection for which the city once offered \$300,000 in vain; and

Whereas, the chief motive which induced the city to aid in the construction of said railroad was to secure to the people of the city the benefits of said road, and it was not expected that the city would get its money back in any other way; but it was deemed wise policy for the city to furnish, what aid it did furnish, to the construction of that road, even if it lost all the

money it put in, provided the railroad was constructed; and

Whereas, said railroad has been completed and equipped, from Rochester to Salamanca, and thus the chief object of the city has been attained; and

Whereas, in the judgment of this board the decisions of Judge Rumsey and of Judge Macomber are correct, and will be sustained by the higher courts, it appealed from, and it is greatly to be desired that the city shall not be engaged in vexatious litigations, and that amicable relations should exist between it and this railroad company.

Resolved, That all proceedings after the entry of judgment in the two actions in the Supreme Court, in which the city of Rochester is plaintiff, and in one of which the Rochester and State Line Railway Company is sole defendant, and in the other of which the same company is impleaded with Henry A. Taylor, Isaac S. Waterman, Thomas Leighton, William H. Vanderbilt and others, as defendants, are hereby discontinued, and said actions and the matters involved therein, are hereby settled on the basis of the judgments rendered therein by Judges Rumsey and Macomber respectively, and the city attorney is hereby directed to execute a discharge to the parties above named of all claims against them, or any of them, growing out of matters relating to the Rochester and State Line Railway Company.

Ald. Tracy moved that any person present who wished to speak on the subject be heard. Adopted.

Ex-Ald. Chace, Geo. Fleckenstein and John Van Voorhis were heard.

Ald. Walbridge moved that the preamble and resolution lie on the table until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Barron, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—8.
Nays—Ald. Tracy, Westbury, Chambers, Mandeville, Felsingner, Edelman, Kelly, Hart—8.

The original resolution was lost by the following vote:

Ayes—Ald. Tracy, Westbury, Chambers, Mandeville, Felsingner, Edelman, Kelly, Hart—8.

Nays—Ald. Barron, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—8.

Ald. Kelly presented the petition of residents in the Eighth and Fifteenth wards for appointment of Hiram Rogers as a policeman.

By Ald. Kelly—Resolved, That the Police Commissioners be and they are hereby requested to appoint Hiram Rogers a member of the police force and assign him to duty in the upper end of the 8th and 15th wards near the rapids.

Adopted by the following vote:

Ayes.—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsingner, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Edelman presented a communication from A. Vogt in relation to dangerous and unsafe chimneys on buildings owned by Daniel Haley, 110 North St. Paul street.

By Ald. Edelman—Resolved, That the Fire Marshal be, and he is hereby authorized to have the chimneys on tenement block No. 110 N. St. Paul street cleaned and rebuilt in a safe and proper condition as provided for by Sections No. 222 and 223 of the revised City Charter. Adopted.

By Ald. Walbridge—Resolved, That the Park Committee be instructed to remove part of the fence on Brown Square and the Executive board be directed to use the square for a dumping ground until the square shall be on a level with the streets around said square. And, all others wishing to dump good earth on said square be allowed the privilege. Adopted.

By Ald. Mandeville—

Whereas, Messrs. Powers, Barry and Booth were made a committee to conduct the defense of the suit of George D. Lord against the City of Rochester for \$60,000, which suit was decided in favor of the city, as we deem in a great measure through the judicious management of such committee; and

Whereas, George D. Lord has appealed from the decision in said suit and obtained an order for a new trial, and in view of the great expense and trouble involved in such trial, together with the possibilities that a verdict for some amount may be obtained against the city.

Resolved, That the Common Council would respectfully advise said committee that, in their opinion, it would be expedient for the committee to try and confer with George D. Lord, or his attorneys, with a view of seeing if some amicable adjustment of the claim of Lord against the city cannot be made that would be more to the advantage of the city than to take the chances and expenses of another law suit.

Ald. L. M. Otis moved that the preambles and resolution be indefinitely postponed.

Ald. Kelly moved to lay on the table until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Fee, Wickens, Kelly—3.

Nays—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Mandeville, Edelman, Weaver, Hart—11.

Ald. L. M. Otis' motion to indefinitely postpone was lost by the following vote:

Ayes—Ald. L. M. Otis, Hebing, Wickens, Weaver—4.

Nays—Ald. Tracy, Barron, Westbury, Fee, Ira L. Otis, Walbridge, Mandeville, Edelman, Kelly, Hart—10.

Ald. Barron moved, as an amendment, that a committee of three be appointed by the chairman of this Board with whom George D. Lord or his attorney may confer, and obtain the best terms on which he will settle with the city.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, Ira L. Otis, Walbridge, Mandeville, Edelman, Kelly, Hart—9.

Nays—Ald. L. M. Otis, Fee, Hebing, Wickens, Weaver—5.

Ald. Barron moved to reconsider the vote taken on his amendment. Adopted.

Ald. Barron offered as a substitute to Ald. Mandeville's resolution that a committee of three be appointed by the chairman of this board with whom Geo. D. Lord or his attorney may confer and obtain the best terms on which he will settle with the city.

Ald. Ira L. Otis moved that the Hon. John Van Voorhis be heard on the subject. Adopted.

After hearing Mr. Van Voorhis on the subject the substitute of Ald. Barron was lost.

The preamble and resolution of Ald. Mandeville was lost by the following vote:

Ayes—Ald. Mandeville, Edelman—2.

Nays—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver, Hart—11.

Ald. Mandeville presented the petition of J. G. Luttweller and John R. Brown for remission of interest. Referred to the Assessment Committee.

By Ald. Mandeville—Resolved, That in all cases of persons holding a certificate of the Treasurer of the city of Rochester that he finds no taxes or assessments remaining unpaid upon their property, he be instructed to receive the original tax with interest at 7 per cent. to the date of said certificate. Lost.

By Ald. Ira L. Otis—

To the Common Council:

GENTLEMEN—Your Assessment Committee to whom was referred several petitions, report as follows:

On the petition of Fanny Steifel for remission of general city taxes the committee report adversely.

On the petition of L. M. Wooden your committee, after consultation with the Assessors, report adversely.

On the petition of J. H. Kiefhaber your committee find that the Treasurer's receipt presented by him is for repairing the reservoir corner of Main and Scio streets, while the tax for which his lot was sold was for constructing said reservoir. Therefore your committee report adversely. The report was adopted.

On the petition of Honora Daily your committee find upon investigation that the petitioner has paid the taxes for 1875 and 1876 on the north half of the north half of lots 75 and 76, Caledonia tract, which she does not own, but does own the south half of the north half of said lots. Therefore, on the recommendation of the City Assessors your committee offer the following:

Resolved, That the City Treasurer be and hereby is directed to cancel the general city taxes on south half of the north half of lots 75 and 76 Caledonia tract, west side of Exchange street, owned by Honora Daily, and charge to the amount to Erroneous Assessments. Adopted.

In regard to tax of 1869 against lot 8, Porter's subdivision, Lowell street, assessed to Cook & Caring your committee would recommend that said tax be cancelled in accordance with the certificate of City Assessors that said lot has been absorbed by another division of this property and that adjacent, and that the tax has been paid on this same property. Therefore,

Resolved, That said tax be cancelled and the amount charged to Erroneous Assessments.

Adopted.

By Ald. Ira L. Otis—Resolved, That the clerk be directed to draw an order on the City Treasurer from the Contingent Fund in favor of Lewis Selye for the sum of \$146.20 and charge the amount to Erroneous Assessments, the same being for tax paid by him, assessed on the entrance to Lake View Park for sewer in Lake avenue, which amount includes the interest from the time the payment of such tax. Said entrance having been assessed as private property whereas at the time and is now a public highway.

Adopted by the following vote:

Ayes—Ald. Barron, Westbury, L. M. Otis, Fee, Ira L. Otis, Walbridge, Wickens, Edelman, Weaver, Hart—10.

Ald. Hart in the chair.

To the Honorable Common Council:

Your Assessment Committee, to whom was referred the petition of Mrs Mary Mathews, respectfully submit the following preamble and resolution for adoption:

Whereas, The s. w. part of lot No. two (2) of the Bush and King tract (Ohio Basin) on the north side of West avenue, in the Third Ward, eighteen feet wide and seventy-five feet deep, now assessed to Mary P. Mathews, was sold, with other land, for the general city taxes of 1864, 1865, 1866, 1867, 1868 and 1870, and the amount of taxes, charges and interest for which the whole

premises were sold was \$369.60. And, whereas, the proportion of said taxes, charges and interest which ought to be borne by the part of said premises belonging to Mrs. Mathews is one fifth, or \$73.92, as appears by the assessors' certificates herewith presented:

Resolved, That upon the payment of the said sum of \$73.92 to the City Treasurer the said part of lot belonging to Mrs. Mathews be released and discharged from any and all lien for the general city taxes of the years aforesaid.

Adopted.

By Alderman Ira L. Otis—Whereas, Lot No. 2 of the Assessors' subdivision tract, Schanck avenue, Sixteenth ward, was assessed for Schanck avenue Improvement 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. 28th, 1880, 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 \$133.57, with expenses and interest, in pursuance of said certificate.

Adopted.

{ COPY. }

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Dec. 28th, 1880. }

A. C. McGlachlin, 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 1880 to Sarah W. Wilson, viz:

Part Lot No. 2, Assessors' subdivision, pt town lot 50 tract, north side of Schanck avenue, Sixteenth Ward, 376-2 feet front, 376-2 feet rear, and 161 feet deep, and that the owner of said property should pay as her portion of Schanck avenue Improvement Tax the sum of \$133.57, 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,
AUGUSTUS M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Dec. 28, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots Nos. 5-7 of the Quatrough sub-division tract, Quatrough Place, Fifteenth Ward, were assessed for General City Tax 1880, 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 December 24, 1880, 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 \$0.25, with expenses and interest, in pursuance of said certificate.

Adopted.

{ COPY. }

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., December 24, 1880. }

A. C. McGlachlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to Lucretia W. Wilson, viz: Lot No. 7, Quatrough's sub-division of part lot 64 west side of Quatrough Place, Fifteenth Ward, 41 feet front, 41 feet rear, and 150 feet deep, and that the owner of said property should pay as her portion of General City Tax for 1880, the sum of \$0.25, 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,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Dec. 24, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot No. 14, 15, 36, of the Davis & Whitley subdivision tract, Clifford street, Thirteenth ward, was assessed for Clifford Street Widening, No. 1867, 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. 24th, 1880, 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 \$18.84, with expenses and interest, in pursuance of said certificate. Adopted.

{ COPY. }

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Dec. 24th, 1880. }

A. C. McGlachlin, 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 1880, to F. B. Hutchinson, viz:

Lot No. 15, C. A. Davis & J. Whitley's subdivision, Thomas Tract, south side of Clifford street, Thirteenth ward, 37 feet front, 35 feet rear, and 87 feet deep, and that the owner of said property should pay as his portion of tax for Clifford Street Widening, the sum of \$18.84, 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,
AUG. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,

Rochester, N. Y., Dec. 27th, 1880. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots Nos. 14, 15 and 6 of the Davis & Whitley subdivision, Clifford st., Thirteenth Ward, were assessed for Clifford street walk, No. 1868, 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 December 24th, 1880, 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 \$6.49 with expenses and interest, in pursuance of said certificate.

Adopted.

{ COPY. }

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Dec. 24th, 1880. }

A. C. McGlachlin, 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 1880, to F. B. Hutchinson, viz: Lot No. 15, C. A. Davis and J. Whitley's subdivision, Thomas Tract, south side of Clifford street, 13th Ward, 37 feet front, 35 feet rear, and 87 feet deep, and that the owner of said property should pay as his portion of tax for Clifford street walk the sum of \$6.49, 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.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Dec. 27th, 1880. }

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. Ira Otis—Whereas, Lots Nos. 5 and 6 of the Garlock sub'n tract, Park avenue, 16th ward, were assessed for General City Tax, 1879, 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 December 28th, 1880, 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 \$4.99, with expenses and interest, in pursuance of said certificate.

Adopted.

{ COPY. }

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., December 28th, 1880. }

A. C. McGlachlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to Herman Spillburgh, viz:

N pt of lots Nos. 5 and 6, J. Garlock's sub'n, assessors' sub'n of lot 51, north side of Park avenue, in rear, 16th ward, 31 feet front, 80 feet rear, and 65 feet deep, and that the owners of said property should pay as his portion of the General City Tax for 1879 the sum of \$4.99, 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., Dec. 28th, 1880. }
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot No. 5-9, of the B. Wheale's sub-division tract, Nelson street, Twelfth Ward, was assessed for general city tax for 1880, under one valuation and in one amount, and is now owned by two or more persons, there re-

Resolved, That the copy here described in a certificate from the Assessors dated December 27, 1880, and on file in the Treasurer's office, a copy of which is attached hereon, be released from the lien of such tax upon the payment of 98 cents, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Dec. 27, 1880. }

A. C. McLaughlin, 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 1880, to Rose Haraby, viz.:

Lot No. 9 and N. E. pt. S. B. Wheale's sub-division, Gregory Tract, east side of Bibles street, Twelfth Ward, 24-6 feet front, 37 feet rear, and 76 feet deep, and that the owner of said property should pay as her portion of the General City Tax for 1880 the sum of \$0.98, 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,
W. M. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Dec. 27th, 1880. }
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. L. M. Otis—Resolved, That the Executive Board be and they are hereby directed to receive from School District No. 3, town of Rush, \$404.09 in full of the city's claims for taxes paid to said district and pay the same into the City Treasury to the credit of the Water Works fund. Adopted.

By Ald. L. M. Otis—Whereas, The contract entered into by L. H. Miller & Co. for the lighting and care of the kerosene lamps for the year 1881, among other things provides that the said lamps are to be cleaned at least three times a week, as the Common Council may direct; therefore,

Resolved, That the said contractors be and they are hereby directed to clean all of the said lamps situated on the east side of the river on Monday, Wednesday and Friday of each week, and all of said lamps on the west side of the river on Tuesday, Thursday and Saturday of each week, in accordance with the terms of said contract. Adopted.

By Ald. Westbury—Resolved, That whereas a judgment has been rendered against Thomas Fullam for violating the penal ordinance relating to the erection of wooden buildings for the penalty of \$100 and costs; and

Whereas, Said Fullam, has been unable to pay said judgment and is now imprisoned in the Monroe County Penitentiary, and therefore it is further

Resolved, That the City Attorney be and he is hereby authorized to satisfy said judgment and that said Fullam be released. Adopted.

Ald. Fee moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

♦♦♦♦♦
In Common Council, Jan. 11th, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L.

M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

Absent—Ald. Ira L. Otis, Mandeville—2.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

Ald. Tracy presented the petition of Goodale & Stiles for damages to a horse alleged to have been sustained by said horse falling into an improperly filled ditch on Martindale avenue. Referred to the Law Committee.

By Ald. L. M. Otis—Bills of

Sherlock & Sloan, burners, tops and lamp cocks.....	\$139 75
M. Huntington, glass.....	32 40
G. W. Connolly, repair of lamp tops.....	18 60

Referred to Lamp Committee.

Ald. L. M. Otis presented the petition of Margaret McGrath for remission of interest. Referred to the Assessment Committee.

Ald. Fee presented the petition of the Knights of St. James for damages alleged to have been sustained by an overflow of water from above their rooms in the Front street building. Referred to the City Property Committee.

By Ald. Hebing—Bills of

Wm. Waldert, hardware.....	\$ 3 50
Wm. Connr. r. hardware.....	20 57
Sherlock & Sloan, brackets and globes.....	7 30
J. E. Hayden & Co., furniture, Mayor's office.....	66 50
M. Huntington, glass.....	61
Wray & Elwood, locks, keys, &c.....	2 15
J. G. Lurwender, paints.....	3 72
Geo. W. Aldridge, labor and material.....	41 07

Referred to City Property Committee

Ald. Chambers presented the petition of Joseph Berdell for remission of interest. Referred to the Assessment Committee.

Ald. Chambers presented the petition of Elizabeth Bergan for damages alleged to have been sustained by a fall at the corner of Platt and Allen streets. Referred to the Law Committee.

By Ald. Walbridge—Bills of

Fareka Stearns Heating Company, iron pipes.....	\$ 231 75
Gilbert Brady, gravel walks, Jones Square.....	319 00

Referred to Park Committee.

Ald. Edelman presented the petition of Philip J. Meyer for permission to erect a wood building and moved that prayer of the petitioner be granted, the Fire Marshal having approved. Adopted.

By Ald. Hart—Bills of

Williamson & Higbie, stationery.....	\$ 28 28
Rochester Printing Co., printing.....	6 00
Williamson & Higbie, stationery.....	24 40
Geo. W. Aldridge, labor liberty pole.....	158 02
Seranton & Wetmore, stationery for City Atty.....	19 80
..... Treasurer.....	39 25
..... Streetvior.....	12 10
..... Clerk.....	36 95
W. S. Falls, printing, City Attorney.....	29 00
Union and Advertiser, printing ordinances.....	1,355 00
N. T. Hackstaff, printing.....	11 00

Referred to Contingent Expense Committee.

Ald. Hart presented the petition of J. R. Fanning for permission to erect a wood building, and moved that the prayer of the petitioner be granted, the Fire Marshal having approved. Adopted.

By Ald. Hart—

REPORT OF THE POLICE CLERK FOR THE MONTH OF DECEMBER, 1880.

POLICE COMMISSIONERS' OFFICE, }
Jan. 11th, 1881. }

GENTLEMEN:—I respectfully present the following as my report for the month of December, 1880:

December.	Crime.	Penalty.	Paid.
1—Christian Ridder	drunk	\$5	\$5
Thos. O'Brien	.....	5	.....

Frank Grabenstater, attp'd lar'y	25	
2—Jacob Kl-in	5	5
Guy W. Haynes	10	5
John McManis	5	5
Edward Mead	5	
John Hellis	pet. larceny	25
3—Lewis Drake	drunk	5
Chas. H. Burch	pet. larceny	25
Addie Be!	drunk	5
James McKay	assault	5
Wm. Ne'l	vio. ord.	5
4—Mici. Foy	drunk	5
Ferdinand Buel	..	10
Mary Murphy	..	10
Mary Welch	..	10
John Gordon	..	10
Wm. Shaw	..	5
6—Wm. O'Leary	petit larceny	25
Thos. Dougherty	vio. ord.	19
Joseph Debus	drunk	10
James Scott	..	10
John Van Slyck	..	10
Thomas Cannon	..	5
Ed. Farley	..	5
James Hotenkiss	..	10
John Cramer	..	10
John Zimmerman	..	5
John Webb	..	5
Mich. Kelly	..	10
Patk. Cloonan	..	5
Abraham Anderson, con'pt of court	..	5
7—Eliza Pettit	drunk	10
Mary Lynch	..	10
Sarah Dickinson	..	10
Mich FitzGerald	..	10
8—Joseph Rossman	..	10
Edward Caple	..	5
Henry Hackett	..	4
Thos Flaigan	vio ord	10
9—Patk Boylan	drunk	10
John Clellan	..	5
Mary Martin	..	10
11—Herman Tupfel	..	16
Wm Kuchky	..	10
Wm McKee	..	5
John Powers	..	5
David Crane	assault	5
13—John Rowbotham	drunk	5
Jas Powers	assault	25
Henry Wetzel	drunk	5
John Legett	..	5
Sam'l Dime	..	5
Kate Warren	..	5
Isaac Dennis	..	5
Christin Suter	..	10
George Alpeter	assault	10
14—John Humilton	..	10
Arndt Rosenthal	drunk	5
15—Albert Summers	assault	15
Sarah McCabe	drunk	10
Mary O'Hara	assault	10
16—Lewis Calhhan	drunk	10
17—Wm Badhorn	assault	5
18—Catherine Donoghue	drunk	10
20—Caroline Leonard	..	5
John Moore	..	10
Patric. Mehan	..	5
Cornelius S.ewart	..	5
Frank Sedgwick	..	5
John Burns	..	10
Bird S. Briak	..	5
21—Stephen Brown	..	5
Chas. Herman	..	5
Michael Cain	..	5
Daniel Doyle	..	5
John Re mer	..	5
Thos. Roland	..	5
Hiram Milligan	..	5
Stanley sweetman	cost	1
22—Joseph Fifenbun	cost	10
John Lawless	..	5
John Mungavin	assault	10
John Gl-inn	..	50
Mary Eagen	drunk	5
John Moore	..	10
23—Mary Hoyer	..	5
John Kelly	..	5
24—Frank Bennett	..	10
John Sheiber	..	5
Daniel O'Connell	..	10
Thos. Mack	..	10
John Harrison	..	10
25—Thos. Godiam	..	10
Martin Coburn	..	10
Wm. Dummer	..	10
27—Geo. Willis	..	10
Robert Daily	..	5
John Kelly	..	5
Francis W. Gilbert, Jr.,	..	5
Lousa Bennett	..	5
28—Jane Smith	..	5

John Riley	assault	cost	5
Morris Myers	..	5	5
Jacob Kriez	..	cost	2
29—John Murry	drunk	5	5
James W. Casey	..	5	3
30—Morris Connors	..	5	8
Alex. Cook	..	5	5
Edward Shaw	..	10	5
31—Park. Slavin	..	5	3
Joshua Perry	..	..	..

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of December, 1880 for fines, penalties and costs imposed by the Police Justice of said city.

B. FRANK ENOS, Police Clerk.

Sworn to before me this 11th day of Jan., 1881.

GEO. TRUESDALE, Notary Public.

Ordered received, filed and published.

By Ald. Hart—Bills of

C. J. Hayden, wardrobe	\$25 00
Mensing & Stecher, letter heads	12 00
Rogers & Stcher, carpets	27 87
B. Frank Enos, disbursements	64 34

Referred to Police Committee.

By Ald. Weaver—Bills of

St. Patrick's Orphan Asylum, board of inmates	\$ 698 74
St. Mary's	862 62
St. Joseph's	748 80
Rochester	786 89
Home of the Friendless	78 00
of Industry	163 97
P. Joyce, burials	42 50
Fosner & Maier, burials	49 00
Jeffrey & Co.	54 50
A. H. C. rk, groceries	13 75
H. A. Richmond, groceries	14 00
A. Homan	10 00
..	2 00
A. Heffner, bread	31 89
W. & J. M. Aikenhead, can des.	29 06
N. T. Hackstaff, printing	7 00
Henry East, meat	10 00
H. McLean, rent	12 50
D. Davemor, beans	3 00
J. Devos, pork	17 50
..	266 49
M. Leutner, beans	34 89

Referred to Poor Committee.

REPORTS OF STANDING COMMITTEES.

Ald. L. M. Otis, of the Lamp Committee; Ald. Hebing, of the City Property Committee; Ald. Weaver, of the Poor Committee; Ald. Walbridge, of the Park Committee; Ald. Hart, of the Contingent Expense Committee and the Police Committee, reported favorably on various bills referred to their respective committees and moved their reference to the Finance Committee for payment.

By Ald. Hebing—

To the Honorable Common Council of the City of Rochester:

Your Law Committee, to whom was referred the claim of William L. Brock, for services in the Hobbie and Klehammer suits against the city, would report as follows:

Your committee has carefully investigated the facts and circumstances of the case, and for that purpose, have been attended by A. G. Wheeler, Esq., attorney for the city when said services were rendered, and have received a letter from Henry L. Fish, Esq., in reference to the same. From the statements of these gentlemen, it appears that your petitioner did perform some service for the city in said suits, in subpoenaing witnesses, &c., but your committee is of the opinion that the sum claimed—\$60—is more than said services were worth; that the sum of twenty-five dollars would be a fair and reasonable compensation for said services.

Your committee would therefore recommend

the adoption of the following resolution. All of which is respectfully submitted.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

Dated January, 1881.

Bv. Ald. Hebing—Resolved, That the Clerk draw an order on the City Treasurer, payable to Wm. L. Brock for the sum of twenty-five dollars on his executing and delivering to said Clerk a proper receipt in full for any and all claims or demands which he has against the city, to be approved by the City Attorney, and charge the contingent fund.

Adopted by the following vote :

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Wickens, Edelman, Kelly, Hart—11.

Ald. L. M. Otis moved that the bill of the UNION AND ADVERTISER for printing the penal ordinances be referred back to the Contingent Expense Committee to investigate. Adopted.

By Ald. Wickens—

Bill of J. B. Gliechaut, repairing pump..... \$7 00
Referred to Finance Committee.

Ald. Hart presented the petition of the heirs of Ira Haskins and others for cancellation of tax. Referred to Assessment Committee.

Ald. Weaver asked unanimous consent to place the bill of M. Leatner on the Finance Budget. Granted.

By Ald. Weaver—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF DECEMBER, 1880.

OVERSEER OF THE POOR OFFICE,
ROCHESTER, Dec. 31, 1880.

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

The undersigned, Overseer of the Poor of the city of Rochester, would respectfully report that during the month of December he has relieved 546 families in the following manner:

Orders on Poor Store.....\$1,737 00
.. Coal Yard..... 493 25
.. Shoes..... 412 53
.. Undertakers..... 152 50
.. for transportation..... 33 43

Total.....\$2,833 76
Less amount charged to towns..... 93 01

Total to city.....\$2,740 75
All of which is respectfully submitted.

P. W. TAYLOR, Overseer of the Poor.

Ordered received, filed and published.

Ald. Weaver presented a communication from W. G. Stewart in relation to Finney street sewer.

Ald. Weaver moved that the communication be referred to the Executive Board, and that they take immediate action to protect the city from any damage. Adopted.

By Ald. Weaver—Resolved, That the City Clerk draw an order on the City Treasurer in favor of Porter W. Taylor, Overseer of the Poor, for the sum of one hundred dollars. This sum to be applied to the support of the infant child of Mary Straub as the Overseer of the Poor may deem necessary, and charge Poor Fund.

Adopted by the following vote:

Ayes—Ald. Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—12.

FINANCE BUDGET.

ROCHESTER, N. Y., Jan. 11, 1881.

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

CONTINGENT FUND.

Jonathan Reynolds, services.....\$ 6 10
W. L. Sanford, serving notices.....\$2 12
Jas. H. Schooley, serving notices..... 3 83
L. M. Marderville, postage stamps..... 10 00
Lunch for Council..... 19 00
And charge that Fund.

LAMP DEPARTMENT FUND.

Citizens' Gas Company, care lamps for Dec.....\$2,612 50
R. R. Gray..... 583 10
M. W. Sherman, resetting lamp post..... 50
And charge that Fund.

CITY PROPERTY FUND.

D. Earl, labor and material.....\$203 53
Rochester Gas Co., gas City Hall and Front Street Building..... 134 97
Shantz, Minges & Shaie, chair and repairing... 9 25
Consumers Ice Company, ice..... 46 80
And charge that Fund.

HEALTH DEPARTMENT FUND.

L. A. & L. F. Ward, insurance on Hope Hospital to Dec. 1, 1880.....\$ 5 00
John O'Rourke, board for horse, Nov..... 10 00
John H. Mason, buying dead animals..... 7 00
Union and Advertiser, printing..... 17 50
And charge that Fund.

PARK FUND.

Chase & Otis, posts.....\$207 20
And charge that fund.

POOR DEPARTMENT FUND.

M. Leatner, beans..... 34 89
And charge that fund.

POLICE DEPARTMENT FUND.

Sherlock & Sioax, repairs police headquarters.. 7 40
Rochester Printing Company, printing..... 6 75

POLICE PAY ROLL FOR DECEMBER, 1880.

Alex. McLean.....\$130 00
Samuel Brown..... 80 00
Peter Hughes..... 80 00
W. J. Rogers..... 80 00
Thos. Lynch..... 80 00
Peter Lauer, Jr..... 80 00
P. C. Kavanaugh..... 80 00
Ferry Marzluft..... 80 00
Thos. A. Bureneil..... 80 00
Caleb Pierce..... 80 00
Henry Baker..... 80 00
Jos. P. Cleary..... 80 00
Frank B. Allen..... 70 00
W. R. McArthur..... 70 00
Jacob Frank..... 70 00
John C. Hayden..... 70 00
John Wansman..... 70 00
Hugh Johnston, 28 days..... 65 52
Hugh Clark..... 70 00
John J. Garrett, 32 days..... 74 68
John H. Dana..... 70 00
Ed. Van Vorst..... 70 00
John C. McQuatters..... 70 00
Wm. White..... 70 00
Thos. Dukelow..... 70 00
Fred. Griebel..... 70 00
Patrick H. Sullivan..... 102 00
Chas. McCormick..... 80 00
Jos. S. Roworth..... 80 00
Wm. F. Lush..... 70 00
Earth. Crowley..... 70 00
Robt. Burns..... 70 00
Ralph Bendon, 26 days..... 60 84
Jacob Harter..... 70 00
Thos. Croun, 23 days..... 53 82
Andrew Connolly..... 70 00
Wm. P. O'Neil, 29 days..... 67 86
Benj. C. Furler..... 70 00
Wm. Keith..... 70 00
B. Horecheler..... 70 00
John Mitchell..... 70 00
Robt. McKee, 29 days..... 67 86
Chas. E. Fowler..... 70 00
Michael Barry, 28 days..... 67 86
Wm. McKelvey..... 70 00
Joseph Legler..... 70 00
Wm. H. DeWitt, 28 days..... 65 52
Nicholas J. Loos..... 70 00
Robert Sloan, 29 days..... 67 86
Samuel Schwartz..... 70 00
Jas. A. Johnson..... 65 52
Patk. Hoxter, 25 days..... 60 84
Louis Jesserer..... 12 00
Frank Vahue, 23 days..... 53 82
Michael Carr..... 70 00
Wm. Burgess..... 70 00
Michael Hynes..... 70 00
Chas. Hart..... 70 00
Frank D. Fay..... 70 00

Geo. Hoffner.....	70 00
James P. Flynn.....	70 00
John Monaghan, 26 days.....	60 84
John B. Davis.....	70 00
Henry D. Shove.....	70 00
Michael Wolf, Jr., 27 days.....	63 18
John M. Reis.....	70 00
Charles W. Peart.....	70 00
Wm. Laragy.....	70 00
Louis No'd.....	70 00
Jerry Iwaig.....	70 00
Ed. McDonough.....	70 00
Older Oliver, 27 days.....	63 18
John Dean.....	70 00
Jos. St. Hellens, 27 days.....	67 39
Peter Hess.....	50 60
Daniel Goulaing, Jr.....	70 00
Patrick Bolitoran, 28 days.....	65 52
Henry Graven, 28 days.....	70 00
Chas. Sietferd.....	70 00
Frank S. Skuse.....	70 00
Oliver A. Youle.....	70 00
Frederick Kippbut.....	46 83
John Lepold, 20 days.....	70 00
Mich. Hyland.....	60 00
Jacob Markey.....	70 00
Hiram Rogers.....	83 34
B. Frank Enos, Clerk of Commissioners and charge that fund.....	

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER,
ROCHESTER, N. Y., Jan. 10, 1881.

To the Common Council:
The accompanying bills and estimates having been duly audited, examined and settled by this Board, are hereby referred to the Common Council for payment, as required by Sec. 148 of the City Charter. Respectfully submitted,
THOMAS J. NEVILLE,
Clerk of Executive Board.

Street Department—Highway Fund.

J. W. McKindley & Son, nails and hardware.....	\$ 9 29
L. Ernst & Son, nails and hardware.....	22 42
Oderbach & Shale, robes.....	20 50
A. H. Weniger, horse cover.....	3 10
J. C. Lu twieler, oil etc.....	11 94
J. Emory Jones, labor and material.....	15 56
M. Galliger, surveyors stakes.....	6 52
Howard Iron Works, packing for motor.....	13 50
Henry Hebing, nails and hardware.....	30 18
	\$132 71

Water Works Department—Water Works Fund.

S. B. Stewart & Co., coal.....	\$ 85 80
S. B. Williams, lard oil.....	42 50
J. Emory Jones, labor and material.....	46 93
George Englert, erroneous assessment.....	13 76
Mary Hoffman, erroneous assessment.....	2 11
Thomas J. Neville, Clerk, school tax West Brighton.....	2 59
J. W. McKindley & Son, hardware.....	25 10
Henry Hebing, hardware.....	1 35
William Burke & Co., hardware.....	28 67
A. H. Kasseall, firey.....	3 00
James Field, supplies.....	1 25
Woodbury, Morse & Co., supplies.....	4 41
A. H. Weniger, supplies.....	6 15
Alling & Cory, paper.....	3 48
Alling Brothers, leather.....	38 73
National Meter Co., meters and repairs.....	194 65
E. E. Brown, repairing instruments.....	2 50
Thomas J. Neville, Clerk, disbursements.....	16 58
	\$519 79

Fire Department—Fire Department Fund.

Hiram Defendorf, one horse.....	250 00
Brigham, one horse.....	250 00
J. R. Chamberlin, hose.....	42 00
John J. Kolb, bell ringing.....	35 00
Howe & Rozers, carpet binding.....	2 75
S. M. Stewart, repairs to apparatus.....	41 00
Samuel Golden, hay and straw.....	47 12
Wendel Bayer, washing and disbursements.....	31 25
George B. Page & Son, whip.....	2 00
John C. King, bedding, &c.....	12 53
James Field, supplies.....	2 36
Citizens' Gas Co., gas at stations.....	13 60
Louis Ernst & Son, hardware.....	4 42
J. W. McKindley & Son, snow shovels.....	2 00
A. W. Weniger, sleigh, etc.....	42 95
Henry Hebing, hardware.....	14 15
Co-operative Foundry Co., stove.....	50 00
William Burke & Co., hardware.....	11 12
Smith & Oberst, repairs and supplies.....	63 51
	\$947 76

Street Department—Garbage Fund.
Jacob Rauber, estimate on contract..... \$100 00

Ald. Weaver moved that the bill of R. R. Gay for care of lamps in December be paid in full.

Lost by the following vote:
Ayes—Ald. Chambers, Edelman, Weaver, Hart—4.
Nays—Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Walbridge, Felsing, Wickens, Kelly—9.

The Finance Budget was then adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

COMMUNICATIONS FROM HIS HONOR THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—
TREASURER'S MONTHLY REPORT.
CITY TREASURER'S OFFICE, Jan. 11, 1881.

To the Hon. The Common Council:
GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the credit balances of the principal funds on the 11th day of Jan., 1881, as required by section 59 of the City Charter.

	Balance Undrawn.....	\$21,248 00
Board of Education Fund.....		14,428 80
Fire Department Fund.....		23,008 77
Poor Department Fund.....		15,270 56
Police Department Fund.....		20,401 79
Contingent Fund.....		15,739 15
Highway Fund.....		1,722 54
Health Fund.....		1,338 77
City Property Fund.....		9 10
House for Truants Fund.....		1,323 29
Park Fund.....		

A. C. MCGILACHLIN, Treasurer.
Subscribed and sworn to before me this 11th day of Jan., 1881.
CHAS. H. SHUWELL,
Commissioner of Deeds.

Ordered received filed and published.
By the Clerk—

To the Common Council:
GENTLEMEN: At a regular meeting of the Board of Health held Jan. 10, 1881, the following resolution was passed:

By Com. Stoddard—
Resolved, That the bill of C. A. Jeffords for collecting garbage from March 25, 1879 to May 1, 1879, be referred to the Common Council with the recommendation that it be paid and with a statement of the facts in relation thereto Adopted.

The facts in the case are as follows:
At a meeting of the Board of Health held March 25, 1879, a resolution was passed discharging all employees and cancelling all contracts, the funds of the Board having become exhausted, and under the law the Board of Health having no right to contract any debts of any nature.

It seeming an absolute necessity that the garbage should be collected, and Mr. Jeffords having the paraphernalia to go on and do the work, he collected the garbage, at the above dates, and at his own risk. Knowing the work to have been faithfully performed as a matter of equity he should receive compensation therefor.

But it is a question under these circumstances whether the Board of Health has legal authority to audit the bill without direction from the Common Council. The bill of Mr. Jeffords is therefore submitted to your honorable body with the recommendation that he should be paid for the service rendered, as the said bill is made out with reference to the contract price at which he had previously collected the garbage for the Board of Health.

All of which is respectfully submitted.
EDWIN HUNTINGTON,
JAMES O. HOWARD,

Finance Committee of the Board of Health.
 Rochester, Jan. 11, 1880
 Ordered received, filed and published and
 referred to Law Committee.
 By the Clerk—

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

OFFICE OF THE EXECUTIVE BOARD,
 ROCHESTER, Jan. 11, 1881.

GENTLEMEN—The Executive Board would respectfully report to you that it has this day requested the City Attorney to apply to the proper court for an order to the Municipal Gas Company to show cause why an injunction should not issue against said company restraining it "from allowing the discharge and refuse resulting from the manufacturing of gas at its works to run into the sewers of the plaintiff, and from the discharge and running of gas or other offensive matter in and through the pipes laid in the various streets of the plaintiff, until the leaks thereof shall be so repaired or said pipes relaid in a sound and safe manner that they shall not discharge gas or other offensive matter into the public sewers in said streets."

The course adopted by the Executive Board seemed to it imperative from the following facts. About ten days ago the Municipal Gas Company commenced to manufacture gas at its works on Canal st., in this city, and almost immediately a great number of complaints was made to said board to the effect that many of the dwellings which are drained by Platt street and connecting sewers were filled with a very disagreeable and offensive odor producing headache, nausea and sore throat, and rendering the houses almost uninhabitable. The Board made an examination at the gas works and found the company discharging the refuse from the manufactory into the public sewer, which the Board immediately forbid. Immediately, also, after the company filled their mains with gas, a great number of complaints came in from the first, second, third, eighth, tenth, eleventh and other wards, that gas in large quantities was escaping from their pipes in the streets and finding its way into the public sewers and thence into their dwellings, in some cases compelling the residents to abandon their homes and proving very deleterious to persons in good health, but particularly so to the sick.

The Board informed the Municipal Gas Co. of these complaints, and gave them notice that unless extraordinary measures were taken by employing a large force of men to repair the leaks and abate the nuisance, that the Board would be compelled to take legal measures to protect the citizens. Such extraordinary measures have not been taken by the company, the leaks continue, the nuisance is not abated and complaints from citizens continue, and therefore the application for an injunction has been made. The Board have thus reported their action to you, that your Board may take such action in the premises as to it may seem best, and the Executive Board request direction from the Council in this matter.

Respectfully submitted,

THOMAS J. NEVILLE, Clerk.

Ordered received, filed and published.

Ald. Hart moved that the communication of the Executive Board in relation to the Muni-

cipal Gas Company lay on the table until the next regular meeting. Adopted.

ROCHESTER, January 5th, 1881.

To the Executive Board:

GENTLEMEN: The annexed claim of John W. McCrossen having been referred to me, respectfully make the following report: In the summer of 1876, previous to the expiration of the term of office of the Board of Water Commissioners, notice was served upon all persons having claims for damages against the city on account of the construction of the water works to present their claims and have them adjusted and paid. I think John W. McCrossen was the only one who failed to appear. Later Mr. McCrossen filed a claim with the Executive Board, which said board failed to adjust on the ground of want of authority in the premises. Recently Mr. McCrossen has filed the annexed claim with your board, which I believe is identical with the claim heretofore submitted. I am familiar with the facts on which this claim arose, and I believe the circumstances are in substance as claimed, but I am of the opinion that the claim is too large, and also that the city is not liable for some portion of the amount claimed.

The land on which the first three items of the claim is based is situated in the valley of the Hemlock outlet and is a wood lot. I think the damages resulting from excavating the new channel by which about one-eighth of an acre was made practically an island, would be amply compensated by the payment of ten dollars, as I suppose that amount is fully the cash value of one-eighth acre of land.

The second item may be a fair claim.

The third item I think was included in the original payment of \$120 for right of way.

The fourth item accrued on the lot of land in the town of Livonia, Livingston county. I am of the opinion that the city has already paid for loss of pasture in the original award of \$120 for right of way across this lot. If the loss of pasture occurred after the time specified in the right of way it is consequence of the fence not having been rebuilt, I think as a legal proposition the city cannot be held for the damage, for the owner should have built the fence and collected the cost of the same of the city. Neither can the city be held for the illegal destruction and burning of the claimant's rails, unless they were burned by the agents of the city, which does not appear.

The claimant is perhaps entitled to some compensation for rebuilding fence on this lot and properly leveling the trenches through the same.

Holding these opinions, I think Mr. McCrossen is perhaps entitled to receive on his claim as follows:

On lot in town of Richmond, Ontario county, damage in consequence of excavating new channel.....	\$ 10 00
Cost of grading trench and rebuilding fence, etc.....	5 00
On lot in town of Livonia, Livingston county, grading trench.....	15 00
Rebuilding fences, etc.....	10 00
Amount.....	\$ 40 00
Interest for 3 1/2 years at 7 per cent.....	\$ 10 27
Interest for 1 year at 6 per cent.....	2 40
Total.....	\$ 52 67

This claim having accrued before the Executive Board was organized, it is doubtful whether the said board has legal authority to adjust it. I therefore respectfully recommend that the claim, together with this statement, be submitted to the Common Council for examination and adjustment.

Respectfully submitted,

J. NELSON TUBBS,
 Chief Engineer Water Works.

CLAIM OF J. W. MCCROSSEN.

RICHMOND, N. Y., Jan. 19, 1878.

Water Commissioners of Rochester to J. W. McCrossen, P.R.	
For damages caused by digging new channel for outlet.....	\$ 15 00
Damage caused by improper filling of trench and rebuilding fences.....	5 00
Damages caused by loss of pasture and loss of water in same.....	10 00
Above damages sustained on Keed lot in Richmond	
Damages caused by improperly filled trenches, loss of pasture and rebuilding fences on Holden lot in Livonia, N. Y.....	30 00
	\$60 00

Pursuant to a resolution of the Executive Board the above copy of claim is hereby transmitted.

THOS. J. NEVILLE, Clerk.

By the Clerk—
REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF DECEMBER, 1880.

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 Dec. 1st, and ending Dec. 31st, 1880, for licenses to sell and dispose of strong and spirituous liquors, ale, wine and beer, in quantities less than five gallons at a time, to-wit:

Lantridge, Joseph, 174 State st.....	\$40 00
Weber, Albert, 290 Brown st.....	43 00
Bauer, John, 117 State st.....	43 00
Sprague, Wilson, 84 Mill st.....	63 00
Hauges, Joseph, 279 Brown st.....	30 00
Hillard, William, 139 Mill st.....	40 00
McKeon, Frank, 18 Vincent Place.....	20 00
Barron, Lawrence, 53 Allen st.....	40 00
Mason, John W., over 41 E. Main st.....	20 00
Knowles, Samuel, 176 West Main st.....	20 00
Donivan, John, 34 S. St. Paul.....	30 00
Wittwer, Christian, 160 North ave.....	20 00
Haves, Larry H., 220 State st.....	22 00
Clark, James W., 124 State st.....	70 00
Shnar Bros. & Feiock, 63 E. Main st.....	30 00
Schoolley, Edward M., 40 Monroe ave.....	40 00
Fosmire, James, 67 West ave.....	50 00
McCarthy, Thomas F., 37 Monroe ave.....	22 00
Miller, Louis, 108 North ave.....	20 00
Chadwick, Carrie M., 268 W. Main st.....	40 00
Powers, William, 4 and 6 Mill st.....	40 00
Smith, Mrs A., 119 S. St. Paul st.....	40 00
Schaffer, Sophia, 23 Buchan st.....	20 00
Schomer, Matthias, cor. Jay and Orchard sts.....	40 00
Hanna, John, Orchard cor. Lime st.....	26 00
Gray, Wm. H. & Co., 226 State st.....	40 00
Williams Joseph, 96 Exchange st.....	20 00
Flannery, Edward, 94 Exchange st.....	40 00
Rickard, James, Jay cor. Oak st.....	40 00

Total amount received and deposited with city treasurer..... \$913 00
 Dated, Rochester, N. Y., January 3, 1881.

STATE OF NEW YORK,
 County of Monroe, } ss.
 City of Rochester.

Vincent M. Smith, Conrad Herzberger and William F. Morrison, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from Dec. 1st to Dec. 31st, 1880, inclusive.

VINCENT M. SMITH,
 CONRAD HERZBERGER,
 WILLIAM F. MORRISON,
 Excise Com'rs.

Sworn to before me this 3d day of January, 1881.
 E. F. STILLWELL,
 Com. of Deeds in and for the city of Rochester, N. Y.
 Ordered received, filed and published.

CITY CLERK'S OFFICE.
 ROCHESTER, N. Y., Jan. 11, 1880.

To the Honorable the Common Council:
 In accordance with section 29 of the revised city charter, I report the following named person as qualified and taken the oath of office:
 Geo. H. Kennedy, Inspector of Election, 1st Dist., 9th Ward.

LUCIUS M. MANDEVILLE,
 City Clerk.

COMMISSIONERS OF DEEDS.
 FIRST WARD.

- | | |
|---------------------|---------------------|
| James M Angle, | Benjamin F Freeman, |
| Chas G Hussey, | James H Montgomery, |
| James W Casey, | John G Wilson, |
| Lyman M Newton, | Peter Sheridan, |
| Jeremiah Cutler, | Henry D McNaughton, |
| John E Durand, | Darrel D Suley, |
| Maitland D Mallory, | LA Jeffrey, |
| L H Granger, | John D Crandall, |
| Seward French, | L M Mandeville, |
| E F Stilwell, | Charles A Davis, |
| Charles E Manning, | Henry Bemis, |
| M H McMath, | John H Wilson, |
| Frank H Hovey, | W L Sage, |
| | J G Shirley. |

SECOND WARD.

- O L Angevine, Geo W Tuttle,

- John T Tracy,
 J O Howard,
 John Bisgood,
 Sylvester P Robbins,
 William J Wilcox,
 Thos J Neville,
 Conrad B Dunney,
 Alverado Stevens,
 August Drees,
 M Barron,
 Patrick Joyce,
 William F Hassen,
 John M Brown,
 Horace Jones,
 Richard Curran,
 C E Potter,
 John E Watters,
 Edwin B Fiske,
 John H. Mason,
 John O'Donoghue.

THIRD WARD.

- J Nelson Tubbs,
 Henry C Frobs,
 Phillip McConnell,
 Lorenzo Kelly,
 Wm F Peck,
 Wm G Raines,
 Byron D McAlpine,
 Thomas B Husbands,
 Henry L Achilles,
 Chas M Allen,
 Geo H Humphrey,
 Joseph A Eastman,
 Henry E Rochester,
 Hampden Hyde,
 Geo B Harris,
 Wm H Whiring,
 Edwd H Vredenburgh,
 Chas F Poid,
 Seth H Terry,
 Henry F Smith,
 Thos E White,
 Robert S. Williamson,
 John Moeridge,
 Arthur Lutchford,
 Wm H G'root,
 William Johnson,
 Geo W Lamb,
 Albert G Wheeler,
 Charles E Hoyt,
 John T Fox,
 John W Van Vechten,
 Wm N Tubbs,
 Henry W Mathews,
 F L Churchill,
 Henry J Sullivan,
 Edward Thomas,

S P Moore.

FOURTH WARD.

- Chas M St John,
 N P Osborne,
 H S Allis,
 Daniel Wood,
 Hiram L Barker,
 Geo F Bassaun,
 John W Stebbins,
 George E Treneman,
 L H Gillette,
 Stanley D Remington,
 Wm H Koss Lewin,
 Wm W Jacobs,
 M L Tierney,
 Thos G Outerbridge,
 E H Croley,
 Jno E Morey, Jr,
 Josiah Sullivan,
 Philetas Chamberlain,
 H H Howard,
 Wm H St. John,
 A M Moser,
 Henry B Howe,
 S D W Cleveland,
 Delos Wntworth,
 John Wegman,
 Heman W Morris,
 Geo B Ines,
 D W Dunham,
 Geo T Parker,
 John P Palmer,
 James Briggs,
 C B Ernest.

r. Palmer Smith.

FIFTH WARD.

- Frank W Caring,
 Jacob Pahn,
 James Payne,
 Fred D Rogers,
 M E Wolf,
 Wm E Ryan,
 Geo Caring,
 H S Brewer,
 Roman Ov-nburg,
 Stephen W Stott,
 Louis F Kolb,
 Fred P Eagle,
 Edwin A Medcalf,
 Erastus Darrow,
 Joseph Rau,
 O F Fee,
 J Sherlock Andrews,
 E E Pausch,
 Henry Brinker,
 Leo H Schlichter,
 Samuel L Dobbin,
 A E Wolf,
 J Aaron Adams,
 Peter Burns,
 Casterline Williams,
 Louis C Duelpelmann,
 William Carroll.

SIXTH WARD.

- W V Andrews,
 C D Tracy,
 Joseph Hoffman,
 Geo W Connolly,
 Abram Stern,
 I A Wile,
 Lodewick F Relyea,
 J S Garlock,
 Robert G Erler,
 Chas M Williams,
 Albert F Hawk,
 C C Davison,
 John Groh,
 Charles Cherrain,
 Allen R Sheffer,
 Wm F Morrison,
 Edward A Hoffman,
 Michael Flon,
 F M Thrasher,
 James P Evans,
 Louis Jichman,
 James H Quialan,
 Edward McKnight.

SEVENTH WARD.

- SR Woodruff,
 M D Rowley,
 R H Schoolley,
 C S Campbe'l,
 Hiram H Edgerton,
 F W Hawley,
 Chauncy Perry,
 J Z Cuyler,
 P W Taylor,
 Q Van Voorhis,
 H M McDonald,
 George W Wilson,
 Horace J Tuttle,
 Wm H Jones,
 F Ritter,
 J H Jeffries,
 Chas H Stilwell,
 W N Emerson,
 C B Thomas,
 Geo G Campbell,
 Geo P Draper,
 J W Maser,
 Oscar H Peacock,
 George W Caring,
 W S Staples,
 James A Jordan,
 John N Peckley,
 C A Jeffords.

EIGHTH WARD.

- P S Wilson,
 F G Wideman,
 L M Woodin,
 Henry G White,
 J Wm Naylor,
 F P Stahlman,
 L C Benedict,
 H L Fish,
 John N Harder,
 W J McPherson,

Wm M Bates,
James M Niven,
Wm B Hall,
Geo D Forsyth,
James Lennon,
Edward Ansewine,
John Alexander,
Thomas D Wilkins,
James Alexander,
John D Lynn,
Homer H Woodward,
W G Anthony,

Geo W Thomas,
W B Levett,
Geo E Warner,
John M Downing,
Maurice Moynihan,
John H Foley,
J B Bennett,
Patrick Caulfield,
James P Tomlily,
A J Hulett,
Charles A Videner,
Henry E White

NINTH WARD.

Hamlet S Briggs,
Henry Harrison
Cornelius McDonald
Eli Leavenworth
Joseph Knope,
H E Veihl,
D C Feely,
Jas M Harrison,
John A. McGorry,
Dan Budd,
W L Markell,
A S Clackner,
W A McGaughey,
Hector McLean,
W T Simpson,
John Desmond,
Wm B Davis,
James Joanson,

Frank S Upton,
Edward Webster,
Martin Joiner,
W J Osborne,
J F Foyd,
Wm J Sheridan,
Warham Whitney,
Wm R Oatley,
W Butler Crittenden,
Chas S Baker,
Roy C Webster,
Raleigh Farrar,
Peter G Miller,
E. M. Redmond,
De Lancy Crittenden,
F B Crittenden,
Chas E Loss,
Edward J O'Neil.

TENTH WARD.

D M Dewey,
Geo E Ripson,
D W Powers,
H M Millar,
N C Fulton,
John Banker,
Franklin J. Ellis,
Martin Beir,
Arthur Van Voorhis,
Ralph Butler,
Wm N Cogswell,

Wesley Mandeville,
Wm Waeger,
Anthony Cole,
Thaddeus W Hulett,
O H Stevens,
Chas H Moody,
Robert B Wickes,
James Cochrane,
Bartholomew Keeler,
Jas L Hotchkiss,
R E White,
J Henry Howe.

ELEVENTH WARD.

Nicholas Kase,
E A Cowley,
Jacob Geering,
Wm Woz,
Nicholas F Berna,
Jacob Kolb,
Thos Draessfeld,
W D McPherson,
Horace G Pierce,

P McIntyre,
Rudolph Vay,
H J Sampson,
Francis P Kavanagh,
K. G. Adelm in,
Luke R Flynn,
John A Seimer, Jr,
John Kavanagh,
Henry Kleindunst,

TWELFTH WARD.

BF Enos,
F J Irwin,
R Woodward,
F Schlagel,
D Aweles,
S W Hagaman,
F Zimmer,
W D Ellwanger,
Thos O'iver,
Homer Gorton,
Andrew Carle,
Charles H Granger.

E H C Griffin,
L J Doovian,
Philip Wiczens,
W G Watson,
H G Oils,
Arend Jansen,
J W Babcock,
A J Ribbling,
J H Child,
N T Hackstaff,
Franklin T Skinner,
William Gibbs,

THIRTEENTH WARD.

J. J. Nunold,
A. F. Schlick,
V. Hetzler,
Jacob Margrander,
Florian A. Hetzig,
H. H. Babcock,
J. Nagle,
H. S. Ellinger,
Geo. Messmer,
Hiram Davis,

J. H. Lehman,
Albert E. Hoett,
H. S. Brown,
John Mauder,
Ignarz Nientsmp,
Frank A. Schoeffel,
John Stepany,
F. C. Laufer, Sr.,
M. Schwenberg,
W. J. Steinhauser,
Charles Alt.

FOURTEENTH WARD.

John H. Keef,
Wm. Alt,
Johnathan E. Pierpont,
A. H. Cork,
Abraham Boss,
Wm Aikenbead,
Frank W Vedder,
L Embury Dake,

Henry W. Boddy,
E. Ward,
F. S. Rew,
L. H. Van Zandt,
David G. Fitchner,
Cyrus T. Cooke,
Samuel L Selden
John Hunt,

FIFTEENTH WARD.

John A Burgess,
J H Taylor,
Harry A Olmstead,
Joseph H. bboschek,
Henry Ferbeck,

Edvin Griffin,
Frank Sherer,
Lewis P Loss,
R D Robinson,
Jas H Curran,
Edward Yarton.

SIXTEENTH WARD.

John W Stroup,
Mathias Dubeibeiss,
Wm F Rumpel,
C D Kiehel,
Jas W Stanley,
Wm N Othout,
John Struemer,
J R Fanning,
E S Hayward,
Anaus McDonald,
Fred C Laufer, Jr,
Robt Ades,
Caleb K Hobbie,
John Snyles,
Frederick Vose,
Geo Loveridge,
W W McDonald.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

IMPROVEMENT OF GIBBS STREET.

By Aid. Chambers—Resolved, That the City Surveyor ascertain and report to this Council, the expense of improving Gibbs street, from East avenue to East Main street, by the construction of a gravel roadway 18 feet wide, with Medina stone curbs and gutters on each side thereof. Also a 5 feet flag walk on each side of the street, to be laid outside of the line of the street.

Also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$3,000.

By Aid. Chambers—Resolved, That the following improvement is expedient, viz:

The improvement of Gibbs street, from East avenue to East Main street, by constructing a roadway 18 feet wide, with Medina stone curbs and gutters on each side thereof. Also a 5 feet flag walk on each side of the street, to be laid outside of the line of trees.

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 Gibbs street, from East avenue to East Main 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 instalment, a discount will be allowed at six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 afternoon, January 25th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PIPE SEWER IN HOLLAND STREET.

By Aid. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer, 12 inches in diameter, in Holland street, from a point 115 feet east of Chatham street, to the sewer in Nassau street. Also the necessary surface sewers, lot laterals, manholes, &c.

Adopted.

The Surveyor submitted as such estimate \$778.00.

By Aid. Fee—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer 12 inches in diameter, in Holland street, from a point 115 feet east of Chatham street, to the sewer in Nassau street. Also the necessary surface sewers, lot laterals, manholes, &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 \$778.00, 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 Holland street, from Chatham street to Nassau street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172 of the Revised Charter of 1880 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, January 25th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

NORTH AVENUE SEWER.

The final ordinance for sewer in North avenue came up.

Ald. Hart moved that action be postponed until the next regular meeting. Adopted.

UNFINISHED BUSINESS.

The bill of Martindale and Oliver for services in the State Line suits came up.

Ald. Walbridge presented a letter from J. H. Martindale and requested the Clerk to read. After reading Ald. L. M. Otis offered the following:

By Ald. L. M. Otis—Resolved, That the City Clerk draw an order on the City Treasurer in favor of Martindale and Oliver for twenty-five hundred (\$2,500) dollars in full for amount of bill as rendered by them for services in the State Line suits, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Wickens, Weaver, Kelly, Hart—12.

Nays—Ald. Felsing, Edelman—2.

The matter of laying tracks through Park avenue and on Monroe avenue came up. Allegations were heard.

Ald. Hart moved that the Rochester City & Brighton Street R. R. Co. be requested to lay a single track through Park avenue from Alexander street to Goodman street.

Ald. L. M. Otis presented a remonstrance and moved that further action be postponed until the next regular meeting. Adopted.

Ald. Hebing moved that action on the re-assessment of Oak Street Improvement be postponed until the next regular meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. Fee moved to proceed to ballot for Commissioners of Deeds and that the Clerk cast the ballot. Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

The following persons having received the concurrent vote of the Council were duly elected:

FIRST WARD.

H W Conklin,	Frank W Dickinson,
Wesley Wheeler,	Geo H Harris,
	Frank Kingsley.

THIRD WARD.

Wm B Lee,	Chas H Kingsbury,
Horace McGuire,	Sidney B Perkins,
E F Millington,	Robert Blair.

FOURTH WARD.

Geo A Benton,	Frank J Hone,
	J S Hunn

FIFTH WARD.

L J Goddard,	R H Miller,
Geo J Maurer.	C A Runyan.

SIXTH WARD.

Abram J Cappon.

SEVENTH WARD.

Wm H Clark.

EIGHTH WARD.

Abram Halsey,	E F Turk,
J M Emens,	James O'Reiley.

NINTH WARD.

A M Fitch,	John A Bernhard.
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FOURTEENTH WARD.

Geo Frauenberger,	Louis Miller.
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SIXTEENTH WARD.

Henry E Ball.

MISCELLANEOUS BUSINESS.

Ald. Hart moved that the City Attorney be instructed to withdraw application for an injunction against the Municipal Gas Co.

Ald. Hebing offered the following as a substitute:

By Ald. Hebing—Resolved, That the City Attorney be and is hereby instructed to stipulate with the attorney of the Municipal Gas Light Company not to proceed until another week.

Ald. Kelly moved that when the Board adjourn it be for one week, and that the City Attorney be directed to withhold the application for an injunction.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Hebing, Chambers, Walbridge, Edelman, Kelly, Hart—8.

Nays—Ald. Westbury, L. M. Otis, Fee, Felsing, Wickens, Weaver—6.

The resolution of Ald. Hebing was then adopted.

Ald. Kelly presented the petition of residents on Martindale avenue asking to have the name changed to Chili avenue.

By Ald. Kelly—Resolved, That the name of Martindale avenue be changed to Chili avenue, and that the Clerk be directed to enter the same in the street register.

Ald. L. M. Otis moved that the resolution be indefinitely postponed.

Lost by the following vote:

Ayes—Ald. L. M. Otis, Weaver—2.

Nays—Ald. Tracy, Barron, Westbury, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Kelly, Hart—12.

Ald. Kelly's resolution was then adopted.

By Ald. Kelly—Resolved, That the Executive Board be and they are hereby requested to place a fire alarm box at the north end of Sherman street, one at the Hotel at the Rapids in the 15th ward; also, one corner University Avenue and N. Y. C. & H. RR. in the 16th ward. Adopted.

By Ald. Kelly—Whereas, Louis H. Miller & Co., to whom has recently been let the contract for lighting, cleaning, etc., of all public kerosene lamps; and, whereas, they neglect to care for the lamps in accordance with the terms of said contract and resolution of the Common Council; therefore,

Resolved, That unless said Louis H. Miller & Co. clean and care for said lamps in accordance with the terms of said contract, that said contract be declared annulled and cancelled by the Lamp Committee. Referred to the Lamp Committee.

By Ald. Weaver—Whereas, The Statue Laws of the State of New York requires that wards or election districts containing 800 or more votes shall be divided; and, whereas, at the last general election over 800 votes were polled in the Fourteenth ward of the city of Rochester; therefore, be it

Resolved, That in pursuance of Chap. 1, Title 3, Article 3, Sec. 138 of the election laws of the State of New York, it is expedient for the Common Council of this city to divide said ward into two election districts. To wit: beginning at the intersection of the center line of North avenue with the center line of Kirk street, thence easterly along the center line of Kirk street to its intersection with the center line of Scio street and that all the territory included within the boundaries of the said Fourteenth ward situated south of the foregoing defined line, shall constitute the First Election District of said ward, and all the territory situated and lying north of said line and included within

the limits of said ward shall constitute the Second Election District of said ward, that Louis H. Miller shall be Inspector of Election in the First District of said ward, and Thomas Gosnell and Patrick H. Tierney shall be Inspectors of Election in the Second District of said ward, all of whom are now Inspectors in the Fourteenth Ward; also that the City Clerk prepare the necessary map and post notices as required by section 139 of the election laws. All of which is hereby ordered. Adopted.

Ald. Felsing presented the petition of Sister M. C. Triess for remission of taxes. Referred to the Assessment Committee.

By Ald. Felsing—

To the Common Council:

GENTLEMEN—Your Assessment Committee to whom was referred the petition of sundry persons, present the following:

In the matter of W. B. Geddes your committee recommend that tax assessed to Hugh Lilly on south pt. lot 40, Whitney tract, be cancelled and the amount charged to erroneous assessment, the property having been sold to Wm. B. Geddes for a subsequent tax.

In regard to petition of Chauncey Perry, your committee recommend the following:

Resolved, That the City Treasurer be instructed to receive from Chauncey Perry all taxes and assessments on lot 11, Deforest subdivision, Monroe street, assessed to Unknown, with 6 per cent. annual interest.

On the petition of Mrs. H. M. Clackner, after investigation your committee present the following resolution and recommend its adoption:

Resolved, That the general city tax for 1858 on lot 7, section Q, Jones Tract, (or Subdivision) West street, 9th ward, be cancelled and the amount charged to erroneous assessments.

On the petition of E. M. Staples, your committee recommend the City Treasurer be instructed to receive the balance of tax on East part lot 74, west side of Pearl street, assessed to Geo. H. and Ida Smith for Pearl street sewer with 7 per cent. annual interest.

By Ald. Felsing—Whereas, For the improvement of Jones street in 1876, an alley extending from Jones street 100 feet east thereof was assessed to M. Barron and others for said improvement; and

Whereas, Your Assessment Committee on consulting the City Assessors, find that said alley is and has been for more than twenty years public property; therefore,

Resolved, That the City Treasurer be directed to cancel said tax and charge the amount to erroneous assessments.

By Ald. Felsing—Resolved, That the City Treasurer be and he is hereby directed to collect of Samuel H. Barnes, on lot 31, Vick Park tract, thirty-six dollars and thirty cents, in full for general city taxes for 1877, 1878, 1879 and 1880, and charge balance of said tax to erroneous assessments.

The above resolutions were adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—13.

By Ald. Felsing—Whereas, Lots Nos. 8, 9 and 10 of the John Hunt sub'n tract, Channing street, 13th Ward, were assessed for opening of Vincent place, No. 1,561, 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, 1881, 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 \$1.97, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., January 11th, 1881. }

A. C. McGlachlin, 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 1880 to Anthony Angele, viz:

Lot No. 9, Hunt's sub'n of lots 12 to 18, Fish tract, south side of Channing street, 13th Ward, 30 feet front, 30 feet rear, and 100 feet deep, and that the owner of said property should pay as his portion of tax for Vincent place opening, No. 1,561, the sum of \$1.97, 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., Jan. 11th, 1881
(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lot No. 1 & 2 of the Bush & King Tract, West avenue, 3d Ward, was assessed for repairing walks on West avenue 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. 8th, 1881, 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 \$9.95-100 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Jan 8, 1880. }

A. C. McGlachlin, 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 1880 to Mary P. Mantens, viz:

Southwest part lot No. 2 Ohio Basin Tract, north side West avenue, 3d Ward, 10 feet front, 13 feet rear and 75 feet deep, and that the owner of said property should pay as her portion of tax for repairing walks on West avenue the sum of \$9.95-100, 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,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 10, 1888. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lots Nos. 10, 20 of the Strong Tract, Reynolds street, Eighth Ward, were assessed for continuation of Reynolds street 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. 6th, 1881, 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 \$10.40-100 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 6th, 1881. }

A. C. McGlachlin, 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 1881, to Gustao May, viz:

North part lot No. 10, section D, Strong Tract, west side of Reynolds street, corner Bartlett, Eighth Ward, 100 feet front and 100 feet rear, and 60 feet deep, and that the owner of said property should pay as his portion of tax for continuation of Reynolds street the sum of \$10.40-100, 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. 7th, 1881.
 (A true copy.) A. C. McGLACHLIN, Treasurer.
 By Ald. Felsing—Whereas, Lots Nos. 3-15 &c., of the John Hunt sub-division tract, Huntington &c., street, Thirteenth Ward, were assessed for Vincent place opening No. 1561, 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 7, 1881, 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 \$293-100 with expenses and interest, in pursuance of said certificate.
 Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE.
 ROCHESTER, N. Y., January 7th, 1881.
 A. C. McGlachlin, 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 1880 to E. B. Lamberton, viz: Lots No. 2, 8, 9, 10, 12, John Hunt's sub-division Fish tract, north side of lot No. 2, cor. Huntington street, west side of North street, 25 feet front, 47 feet rear and 100 feet deep, and lots No. 8, 9, 10, 12, Huntington street, Thirteenth Ward, east side of such assessment upon the payment of \$293-100 with expenses and interest, in pursuance of said certificate.
 Adopted.

(Signed) D. MCKAY,
 A. M. KOETH,
 WM. MAHER,
 Assessors.

CITY TREASURER'S OFFICE.
 Rochester, N. Y., Jan. 7th, 1881.
 (A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lots Nos. 64, 74, 182, 187, 88, 89, 134, 136 of the West Avenue Building Lot Association tract, Magnolia, Anthony and Bingham Park, Fifteenth Ward, were assessed for General City Tax, 1880, 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 5th, 1881, 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 65 cents with expenses and interest, in pursuance of said certificate.
 Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
 ROCHESTER, N. Y., Jan. 5th, 1880. }

A. C. McGlachlin, City Treasurer:
 SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to Lovel Seymour, viz: Lot No. 74 and 181 West Avenue Association tract, lot 74 south side of Magnolia st., and lot 182 west side of Bingham st., 15th Ward, lot 74, 50 feet front, 50 feet rear, and 150 feet deep, and lot 182, 50 feet front, 50 feet rear, and 175 feet deep, and that the owner of said property should pay as his portion of General City Tax, 1881, the sum of 65 cents, 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.
 Adopted.

(Signed) D. MCKAY,
 A. M. KOETH,
 WM. MAHER,
 Assessors.

CITY TREASURER'S OFFICE
 Rochester, N. Y., Jan. 6th, 1881.
 (A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, Lot No. 84 and 85 of the Wilder track, Campbell street., Eleventh Ward, were assessed for Orchard street extension, 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 3d, 1881, 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 \$2.68, with expenses and interest, in pursuance of said certificate.
 Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
 ROCHESTER, N. Y., Jan. 3, 1881. }

A. G. McGlachlin, 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 1880 to Frederick Listman, viz:

Lot No. 85 and 84, Wilder tract, east side of Orchard street, Eleventh Ward, 40 feet front, 40 feet rear, and 114 deep and that the owners of said property should pay as his portion of the tax for extension of Orchard street the sum of \$2.68 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) D. MCKAY,
 A. M. KOETH,
 WM. MAHER,
 Assessors.

CITY TREASURER'S OFFICE
 ROCHESTER, Jan. 5, 1881. }

A true copy. A. C. McGLACHLIN, Treasurer.
 By Ald. Felsing—Whereas, Lots Nos. H, to Z, 1, B, 11, 12 and A of the Strong sub'n of the Landing tract, St. Paul and Strong streets, Fifth Ward, were assessed for the general city tax for 1880 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. 3d, 1881, 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 \$27.43, with expenses and interest, in pursuance of said certificate.
 Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
 ROCHESTER, N. Y., Jan. 3d, 1881. }

A. C. McGlachlin, Treasurer:
 SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the general city tax for the year 1881 to Julius I. Andrews, viz:

Lots Nos. B, 12, 11 and A, Strong sub'n of Landing Tract, north and south sides of Stro g street, Fifth Ward, 77, 3 feet front, 43, 3 feet rear, and 51 feet deep on the north side, and 2 3/4 feet front, 598 feet rear, and 270 feet deep on the south side, and that the owner of said property should pay as his portion of general city tax for 1880 the sum of \$27.43, 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. 5, 1881. }

(A true copy.) A. C. McGLACHLIN, Treasurer.
 Ald. Felsing sent up the following assessment rolls and moved their confirmation:
 Sherman street culvert.
 North St. Paul street improvement.
 Goodman street improvement.
 Centre " "
 Ackerman street extension.
 Ontario street pipe sewer.
 Steridan Park " "
 Ames street plank walk.
 Miller " " "
 Grace " " "
 Wackerman st. " "
 Gates avenue " "
 Park Place " " "
 Goodman street flag walk.

Confirmed by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—13.

By Ald. Hebing—Resolved, That the City Clerk draw an order on the City Treasurer for seventy-five dollars, payable to George Bantel on his executing and delivering to the city a receipt in full for all claims for damages, to be approved by the City Attorney, and charge Contingent Fund.

Adopted by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge,

Wickens, Edelman, Weaver, Kelly—12.

Ald. Fee presented the petition of H. S. Brewer for permission to erect a wood building.

Referred to the Wood Building Committee. By Ald. L. M. Otis—

Resolved, That the City Treasurer be and he is hereby authorized to draw the city's notes, as follows: and get the same discounted and charge the discount to Contingent Fund.

A note or notes for \$100,000, to pay a like amount of notes maturing February 2, 1881.

Also, notes for \$50,000, being for interest on bonds and expenditures of the various funds, this amount being represented by taxes and assessments levied but not collected; as provided in section 81 of the City Charter. All notes to be countersigned by the Chairman of the Finance Committee.

By Ald. L. M. Otis—

Resolved, That the City Treasurer be and he is hereby authorized to draw the city's notes for \$30,000, and have the same discounted.

The proceeds to be credited to Lamp Fund.

Discount to be charged to Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart.—13.

By Ald. L. M. Otis—Resolved, That the City Treasurer be and is hereby instructed to receive 7 per cent. annual interest on all past due local assessments, if said assessments are paid on or before March 1, 1881. Adopted.

By Ald. Barron—Resolved, That the Poor Committee of this board be authorized to purchase an ambulance wagon for the purpose of conveying the sick and maimed to the public institutions, at a cost not to exceed two hundred and fifty (250) dollars, and charge poor fund. Adopted.

By Ald. Tracy—Resolved, That John Massia be granted a license to sell fruit in the streets in the city, on his paying into the city treasury the sum of five dollars. Adopted.

Ald. Tracy moved that a committee of three be appointed by the President of the Board with whom Geo. D. Lord or his attorney may confer, and ascertain the best terms on which he will settle with the city, said committee to report in writing to this Board.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, Fee, Chambers, Felsing, Kelly, Hart—8.

Nays—Ald. L. M. Otis, Hebing, Walbridge, Wickens, Edelman, Weaver—6

The President appointed as such committee Ald. Mandeville, Ira L. Otis, Kelly.

Ald. Tracy moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, Jan. 18, 1881.

ADJOURNED REGULAR MEETING.

Ald. Westbury, president of the Board presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Edelman, Kelly, Hart—10.

Absent—Ald. Fee, Walbridge, Mandeville, Felsing, Wickens, Weaver—6.

Ald. L. M. Otis moved to proceed to the regular order of business. Adopted.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

Ald. Barron presented the petition of Dennis Whalen for remission of interest on taxes, and moved that the City Treasurer be directed to receive said taxes with 7 per cent. annual interest. Adopted.

Ald. L. M. Otis presented the petition of J. G. Luitweller, and offered the following:

Resolved, That the City Treasurer be instructed to receive of J. G. Luitweller all taxes and assessments on lot 10, G. P. Davis tract (or sub-division), Drayton street, 13th ward, at 7 per cent. annual interest. Adopted.

EXECUTIVE BUSINESS.

Ald. L. M. Otis moved to proceed to ballot for Commissioners of Deeds, and that the Clerk cast the ballot.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Edelman, Kelly, Hart—10.

The following persons having received the concurrent vote of the Common Council were declared elected Commissioners of Deeds:

SECOND WARD.

Jos. W. Eagan.

FOURTH WARD.

James H. Kelly, S. M. K. Smith.

FIFTH WARD.

Edward W. Maurer.

THIRTEENTH WARD.

D. E. Mosely.

Ald. L. M. Otis moved to adjourn. Adopted.
LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, Jan. 25th, 1880.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

Absent—Ald. Felsing—1.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

Ald. Westbury presented a communication from D. O'Grady, Jr., for a claim against the National Gas Light Co. Referred to the City Attorney.

Ald. Westbury presented a communication from Lewis P. Ross in regard to the Genesee Valley Canal Railroad, stating that said road was to be built during the coming season, and that some action should be taken in regard to building a sewer. Referred to the Sewer Committee.

Ald. L. M. Otis presented the petition of James Campbell for remission of tax. Referred to the Assessment Committee.

By Ald. L. M. Otis—Bills of

National Gas Light Co., care of lamps from Jan. 1st to Jan. 10.....	\$ 174 28
Louis H. Miller & Co., care of lamps for Jan.....	811 28
Geo. W. Connolly, repairing lamps.....	44 35
Rochester Gas Co., lighting and care of lamps for Jan.....	2,081 21
Citizens' Gas Co., lighting and care of lamps for Jan.....	2,567 78
Critchell & Irwin, repairing lamps.....	90 00
Goodale & Stiles, burners.....	96 39

Referred to Lamp Committee.

Ald. L. M. Otis presented a communication from R. R. Gay, for a claim of \$486.50.

Ald. L. M. Otis moved that the communication be referred to a special committee of three, and that there should be no member of the Lamp Committee on it. Adopted.

By Ald. Ira L. Otis—Bill of

Alvin Block, serving notices for the City Attorney.....\$ 459 00

Referred to the Law Committee.

Ald. Ira L. Otis presented the petitions of Elizabeth C. Bennett and M. A. Jeffrey for remission of tax.

Referred to the Assessment Committee.

By Ald. Ira L. Otis—

Resolved, That hereafter, when books or stationery are required for the use of the several departments of the city government whose funds are disbursed by order of the Common Council, the heads of such departments are hereby directed to procure from the City Clerk an order for the same; and unless such orders are obtained such bills will not be audited and paid by this Board, and the Clerk is directed to furnish a copy of this resolution to the heads of the several departments. Adopted.

By Ald. Mandeville—Bills of

Nell Bros. & Kern, mat.b. tablet.....\$ 228 00
A. H. Cork, pails..... 80
J. Tallman, soap..... 4 00
E. Emrich, repairing oil tester..... 1 85

Referred to the City Property Committee.

Ald. Weaver presented the petition of John C. Bornkessel for permission to erect a wood building. Referred to the Wood Building Committee.

By Ald. Weaver—Bills of

St. Mary's Hospital, board of inmates.....\$3,048 50
Rochester City..... 929 80
Williamson & Higbie, stationery..... 5 20
P. Joyce, burials..... 24 00
J. H. Pool, flour and meal..... 359 39
Geo. L. Baker, transportation..... 29 96
Smith, Perkins & Co., groceries..... 116 74
H. Brewster & Co..... 139 42
K. P. Sheed..... 109 40
Brewster & Gordon, soap..... 36 00
John Hart, shoes..... 70 00
L. P. Beck,..... 1 00
D. E. Fichtner, bread..... 4 50
Henry Kondolph..... 70 86
Rochester Female Charitable Society, board.. 108 62
E. R. Andrews, printing..... 7 00
E. R. Andrews, printing..... 10 75

Referred to Poor Committee.

Ald. Kelly presented a petition from Protective Sack and Bucket Company No. 1; also one from business firms, asking the Council to take some action in regard to assisting the Protectives in the building of a new house on North Fitzhugh st.

Ald. Kelly moved that a special committee of three be appointed to confer with the Protectives. Adopted.

By Ald. Hart—Bill of

C. E. Morris & Co., stationery.....\$ 72 60

Referred to Finance Committee.

REPORTS OF STANDING COMMITTEES.

By Ald. Edelman—Resolved, That H. S. Brewer have permission to erect a wood building in accordance with his petition under direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Mandeville—

To the Hon. Common Council:

GENTLEMEN—Your committee, to whom was referred the communication of the Knights of St. James, asking for relief from expense in-

curred by reason of an overflow of water from the rooms directly over the one occupied by them in the City Building on Front street, would report that they can see no reason why the city should pay for damage for which they were in no way responsible.

Respectfully,
W. MANDEVILLE,
HENRY HEBING,
P. WICKENS,
Committee.

Adopted.

By Ald. Hebing—

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

Your Law Committee, to whom was referred the bill of the Hon. John Van Voorhis for professional services in the action of George D. Lord against the City of Rochester, would respectfully report that it finds, on examination, that the same has been heretofore referred to a committee of your honorable body, and that an action at law has been brought thereon since, and that through your late attorney, A. G. Wheeler, Esq., an offer of judgment for \$1,500 has been served on said Van Voorhis' attorney. Your committee are therefore of the opinion and accordingly report that said claim was improperly referred to your Law Committee and entertained by your honorable body, and if referred to any committee should have been to the Citizens' Committee through which it originated, and therefore your Law Committee beg leave to herewith return the same. All of which is respectfully submitted.

HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Jan. 25, 1881.

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

CONTINGENT FUND.

Serantom & Wetmore, stationery for City Atty. \$ 19 80
Treasurer..... 59 25
Surveyor..... 12 40
Clerk..... 36 95
Williamson & Higbie, stationery..... 28 28
Williamson & Higbie, stationery..... 24 40
Geo. W. Aldridge, labor liberty pole..... 158 02
W. S. Falls, printing, City Attorney..... 29 00
N. T. Hackstaff, printing..... 11 00
Rochester Printing Co., printing..... 6 00
Lunch for Council..... 10 00
And charge that fund.

POOR DEPARTMENT FUND.

St. Patrick's Orphan Asylum, board of inmates \$ 698 74
St. Mary's..... 863 62
St. Joseph's..... 748 80
Rochester..... 786 89
Home of the Friendless..... 78 00
of Industry..... 162 97
P. Joyce, burials..... 42 50
Fochner & Maier, burials..... 49 00
Jeffrey & Co..... 54 50
A. H. Cork, groceries..... 13 75
H. A. Richmond, groceries..... 14 00
A. Homan..... 10 00
A. Hefner, bread..... 2 00
W. & J. M. Aikenhead, candles..... 31 88
N. T. Hackstaff, printing..... 29 08
Henry East, meat..... 7 00
H. McLean, rent..... 10 00
D. Davenport, beans..... 12 50
J. DeVos, pork..... 3 00
177 50
And charge that fund..... 266 49

CITY PROPERTY FUND.

Wm. Waldert, hardware..... \$ 3 50
Wm. Connor, hardware..... 20 57
Sherlock & Sloan, brackets and globes..... 29 08
J. E. Hayden & Co., furniture, Mayor's office..... 66 50

M. Huntington, glass.....	61
Wray & Elwood, locks, keys, &c.....	2 15
J. G. Luitweiler, paints.....	3 72
Geo. W. Aldridge, labor and material.....	41 07
E. Emrich, care city clocks from Nov. 1st to Feb. 1.....	78 12
F. J. Irwin, monthly cleaning.....	64 30
And charge that Fund.	

LAMP DEPARTMENT FUND.

Sherlock & Sloan, burners, tips and lamp cocks.....	\$159 75
G. W. Connolly, repair of lamp tops.....	18 36
M. Huntington, glass.....	32 40
And charge that fund.	

POLICE DEPARTMENT FUND.

Rogers & Converse, carpets.....	\$27 87
Mensing & Stecher, printing.....	12 00
C. J. Hayden, & Co., wardrobe.....	25 00
B. Frank Enos, expenses for December.....	64 24
And charge that Fund.	

PARK FUND.

Gilbert Brady, Gravel walk Jones square.....	\$319 00
Eureka Steam Heating Co., iron pipe.....	231 75
And charge that Fund.	

HEALTH DEPARTMENT FUND.

J. B. Gleichauf, rep. pump Hope Hospital....	\$7 00
And charge that Fund.	

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, }
ROCHESTER, N. Y., Jan. 24, 1881. }

To the Common Council:

The accompanying bills and estimates having been duly audited, examined and settled by this Board, are by resolution referred to the Common Council for payment, as required by Sec. 148 of the City Charter. Respectfully submitted, THOMAS J. NEVILLE, Clerk of Executive Board.

Street Department—Highway Fund.

Water Works Department, material for S hydrants.....	\$85 00
Mrs. Geo. D. Lord, rent of stable.....	20 00
F. C. Lar er, paving stone.....	10 94
James Field, 1 oss and waste.....	1 53
Sherlock & Sloan, work at lift bridge.....	70
H. Brewster & Co., pal.....	58
W. W. Malay, advertising.....	3 00
E. C. Campbell, sand and gravel.....	1 50
John Siddons, zinc pan for surveyor.....	1 00
Henry Harrison, rent of lot.....	24 00
Thos. J. Neville, Clerk, disbursements.....	3 86
	\$151 91

Salaries and Expenses—Salary and Expense Fund.

F. P. Kavanagh, salary for January.....	\$166 67
F. C. Lauer, Jr, salary for January.....	166 66
Jacob Gerling, salary for January.....	16 67
Union and Advertiser Co., paper and blanks..	11 00
	\$351 00

Collecting Garbage—Garbage Fund.

Jacob Rauber, estimate on contract.....	\$150 00
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Local Improvements—Hand Street Widening.

W. W. Jacobs, drawing and recording deeds..	\$9 00
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Water Works Department—Water Pipe Fund.

James D. Casey, final estimate, group 54.....	\$49 45
James D. Casey, final estimate, group 55.....	67 88
	\$117 33

Water Works Department—Water Works Fund.

Union & Advertiser Co., printing and blanks..	\$152 35
Union Water Meter Co., repairing meters.....	35 40
J. R. Chamberlain, supplies.....	50 15
A. M. Sample, supplies.....	20 64
Ira Barnes, tax on land in Brighton.....	11 33
J. D. Bell & Son, saw dust.....	3 25
J. H. Hill, drinking cups, &c.....	9 93
C. E. Morris & Co., stationery.....	9 83
Williamson & Higbie.....	8 35
J. Nelson Tubbs, expenses.....	6 54
Woodbury, Booth & Pryor, repairs to heater..	16 98
Thomas J. Neville, Clerk, disbursements.....	11 98
	\$347 75

Fire Department—Fire Department Fund.

Monthly pay roll.....	\$2,321 84
Rochester Gas Light Co., gas bills.....	34 00
Thos. Brooks, repairing harness.....	8 95
John H. Hill, copper, &c.....	3 65
Thomas J. Neville, clerk, disbursement.....	4 65
John C. Barnard, chamois skins.....	6 00
Wendel Bayer, expenses.....	3 00
Burke, FitzSimons, Howe & Co., blankets....	9 37
J. R. Chamberlain, hose couplings.....	5 00
M. Huntington, supplies.....	7 68

H. Brewster & Co., supplies.....	7 28
Co-Operative Foundry Co., harness weights..	3 50
	\$2,414 92

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—14,
COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

The clerk presented a communication from the Executive Board in relation to the claim of W. G. Stewart—referred to them at the last regular meeting—for damages, in the settling of the North avenue and Finney street outlet sewer and recommended that Mr. Stewart be paid the sum of \$60 on his executing a proper release to the city of a final settlement, and for all damages that may hereafter occur.

By Ald. Weaver—Resolved, That the City Clerk be directed to draw an order on the City Treasurer in favor of W. G. Stewart for the sum of \$60 in full for all damages from the North avenue and Finney street outlet sewer for a final settlement when he shall execute a proper release to the city for all damages that may accrue in the future, and charge Contingent Fund.

Adopted by the following vote :
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD, }
ROCHESTER, Jan. 24, 1881. }

To the Honorable the Common Council :

GENTLEMEN—About the first of January, 1880, the City Property Committee of the Common Council directed the Executive Board to take charge and lease the land owned by the city, lying south of Mt. Hope Reservoir and then recently purchased of Messrs. Elwanger & Barry. The lease then made expired January 1st, 1881, and this Board have advertised for and received proffers for leasing the same land for another year.

Mr. Robert Mann the former lessee is the highest bidder—his offer being \$300 for the use of the land until Jan. 1st, 1882.

The Executive Board requests the direction of the Common Council as to what further action shall be taken in the matter.

Respectfully submitted,

THOMAS J. NEVILLE, Clerk.

Ald. Barron moved the communication be referred to the City Property Committee. Adopted.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD, }
Rochester, Jan. 20th, 1881. }

To the Honorable, the Common Council :

GENTLEMEN.—At a meeting of your board held July 2d, 1880, on the petition of James Cunningham, Son & Co., the following resolution was adopted:

“By Ald. Hebing—Resolved, That the Executive Board be and it is hereby directed to extend the Holley water main in Allen street under the Erie Canal to the manufactory of James Cunningham, Son and Company in accordance with their petition and charge expense of said work to the Pipe Extension Fund when there are funds.”

If it is the purpose of the Common Council that the work contemplated by this resolution

shall be done so that it may become available for the purpose intended during the present year it will be necessary for you to place such an amount of money to the credit of the Water Pipe Extension Fund as will cover the expense of the necessary materials and labor to lay the said pipe under the bed of the Erie Canal previous to the opening of navigation and as the procuring materials and making necessary contracts will consume considerable time, the money should be provided immediately. The estimated cost of the canal crossing is five hundred dollars (\$500). The balance of the work can be done at any time later in the season, when ordered by the Council.

Respectfully submitted,
THOS. J. NEVILLE, Clerk.

By Ald. Hebing—Resolved, That for the purpose of providing for the expense of laying the Holly water works mains under the Erie canal in this city, being a part of the extension to the manufactory of James Cunningham, Son & Co., authorized by a resolution of the Common Council adopted July 2d, 1880, which said extension under the Erie canal will involve an expenditure of five hundred (\$500) dollars beyond and in excess of the amount of available funds in the City Treasury or raised by general tax, the City Treasurer be and he is hereby authorized to make the city's note for a sum not exceeding five hundred (\$500) dollars, payable in not more than one year, under the provisions of the last paragraph of section 81 of the city charter, and get the same discounted under the direction of the Finance Committee, when necessary, such note to be counter-signed by the chairman of the Finance Committee.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—15.

The Clerk presented a communication from the City Treasurer in relation to the cancellation of some back taxes. Referred to the Assessment Committee.

CITY CLERK'S OFFICE.
ROCHESTER, N. Y., Jan. 25, 1880.

To the Hon. the Common Council:

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

LUCIUS M. MANDEVILLE,
City Clerk.

COMMISSIONERS OF DEEDS.

Jas H Kelly,	S McK Smith,
E F Turk,	Geo Frauenberger,
E W Maurer,	Geo J Maurer,
Wm B Lee,	Louis Miller,
W H Clark,	Sidney B Perkins,
Jas O'Reilly,	A N Fitch,
Geo H Harris,	J S Hunn,
F J Hone,	C A Runyan,
R Blair,	Abram Halsey,
E W Conklin,	Frank Kingsley,
P B Hulett,	L J Goddard,
Henry E Ball,	Geo A Benton,
Jno A Bernhard,	F W Dickinson,
Wesley Wheeler,	Horace McGuire,
Chas H Kingsbury,	R H Miller,
J M Emens,	Joseph W Eagan,
	Abram J Cappon.

ACTION ON ORDINANCES.

FINAL ORDINANCE NO. 2, 158.
PIPE SEWER IN HOLLAND STREET.

On motion of Ald. Fee, 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. Fee submitted the following:
An ordinance to construct a sewer, in Holland street, from a point 115 feet east of Chatham street, to the sewer in Nassau street.

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 Holland street, from a point 115 feet east of Chatham street, to the sewer in Nassau street. Also the necessary surface sewers, lot laterals, manholes, &c

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 \$778, 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 Holland street, from Chatham street to Nassau 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. Barron, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Hart—12.
Nays—Ald. L. M. Otis—1.

IMPROVEMENT OF GIBBS STREET.

The final ordinance for the improvement of Gibbs street came up.

Ald. Mandeville moved that the ordinance be postponed until the next regular meeting. Adopted.

NORTH AVENUE STONE SEWER.

The final ordinance for North avenue stone sewer came up, and on motion of Ald. Hart was postponed until the first regular meeting in March.

UNFINISHED BUSINESS.

Action on the petition of the Rochester City and Brighton Street Railroad Company to lay a track through Park avenue came up.

Ald. Hart moved that the Rochester City and Brighton Street Railroad Company be granted permission to lay a single track through Park avenue from Alexander street to Goodman street, said street railroad to be constructed without any turn-outs or switches.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, Fee, Hebing, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—12.

Nays—Ald. L. M. Otis, Ira L. Otis, Mandeville—3

The original resolution as amended was then adopted.

Ald. Hart moved that the Rochester City and Brighton Street Railroad Company be granted permission to extend their tracks out Monroe avenue to the bridge.

Ald. L. M. Otis moved to amend that they be allowed to extend their tracks as far out Monroe avenue as they may wish to.

Amendment accepted by Ald. Hart, and adopted.

Ald. Hart moved that the communication of the Executive Board in relation to the Municipal Gas Company be postponed until the next regular meeting. Adopted.

Ald. Hebing moved that action on the Oak street re-assessment be postponed until the next regular meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. Mandeville moved to proceed to ballot for Commissioners of Deeds and that the Clerk cast the ballot.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—15.

The following named persons having received

the concurrent vote of the Council were declared elected:

John J. Snell,
E. F. Wellington,
F. W. Elwood,
G. R. Witter,
J. C. Widman,
Geo. A. Begg,
S. G. Hollister,
Jno. C. O'Reagan,
W. R. Lansing,
F. W. Rogers,

Jos. Schutte,
Edward R. Huddleston,
Spencer S. Markham,
Willis C. Hadley,
C. L. Freudenberg,
W. H. Rogers,
H. O. Norton,
Geo. W. Sprague,
O. C. French,
Jas. E. Cheney, Jr.,
Tunis Isbister.

MISCELLANEOUS BUSINESS.

By Ald. Mandeville—Resolved, That the City Treasurer be directed to receive from the heirs of Ira Haskins 7 per cent. annual interest on east pt. lots 9 and 10, ward 10, for general city tax for 1876. Adopted.

By Ald. Chambers—Whereas, Louis H. Miller & Co., the contractors with the city of Rochester for the care, lighting, &c., of the kerosene lamps of said city, have violated the terms of said contract in failing to light and care for lamps on many streets, and but partially on other streets, and that many citizens and tax-payers are complaining on account thereof; therefore

Resolved, That the City Attorney be and he is hereby directed to notify said Miller & Co.'s bondsmen, Messrs. August Kimmel and J. George Baetzel that unless the terms of said contract are in the future carried out on the part of said contractors the city will take action on said bond to enforce the terms of said contract. Adopted.

By Ald. Ira L. Otis—In regard to the petition of Mrs. T. P. Bernhardt, your Assessment Committee would report that she be allowed to pay her back taxes at 7 per cent annual interest in addition to costs of sale of her land upon which such taxes are levied. Adopted.

Ald. Ira L. Otis presented the petition of J. B. Bennett for remission of taxes. Referred to the Assessment Committee.

By Ald. Ira L. Otis—Whereas, lot No. 4 of the Bush & King tract, Buffalo street, Eighth Ward, was assessed for General City Tax for 1888, 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 20, 1881, 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 \$3.67, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Jan. 20, 1881.

A. C. McGlathlin, 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 1880 to Samuel Dix, viz: W. pt. lot No. 4, subn of lots 1, 2, 3, 4 and 5, Bush & King tract, north side of West avenue, Eighth Ward, 17.7 feet front, 17.7 feet rear, and 100 feet deep, and that the owner of said property should pay as his portion of general city tax for 1888 the sum of \$3.67, 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.

D. MCKAY,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 21, 1881.

(A true copy.)

A. G. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot No. 4, of the Bush & King tract, Buffalo street, 8th Ward, was assessed for General City Tax for 1888 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 20, 1881, 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 \$2.10, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 20, 1881.

A. C. McGlathlin, 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 1880 to Franklin Asdit, viz.: East part lot No. 4, subdivision of lots 1, 2, 3, 4 and 5, Bush & King tract, north side of West avenue, 8th Ward, 9.6 feet front, 9.6 feet rear, and 83 feet deep, and that the owner of said property should pay as his portion of General City Tax for 1888 the sum of \$2.10, 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.)

D. MCKAY,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Jan. 21st, 1881.

(A true copy.)

A. C. McGLACHLIN, Treasurer.

By Alderman Ira L. Otis—Whereas, Lot No. 4 of the Bush and King tract, Buffalo street, Eighth ward, was assessed for Buffalo street and Chili road improvement 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 20, 1881, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessments upon the payment of \$50.56 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 20, 1881.

A. C. McGlathlin, 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 1880 to Margaret Yeoman, viz.: West part lot No. 4, subdivision 1, 2, 3, 4 and 5, Bush and King tract, north side of West avenue, Eighth ward, 22 feet front, 22 feet rear, and 100 feet deep.

And that the owner of said property should pay as her portion of tax for Buffalo street and Chili road improvement the sum of \$50.56, 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,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Jan. 21, 1880.

(A true copy.)

A. C. McGLACHLIN, Treasurer.

By Alderman Ira L. Otis—Whereas, Lot No. 4 of the Bush and King tract, Buffalo street, Eighth ward, was assessed for Buffalo street and Chili Road improvement, 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 20th, 1881, 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 \$40.44 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 20th, 1881.

A. C. McGlathlin, 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 1880, to Samuel Dix, viz:

W. part Lot No. 4 sub-division of Lots 1, 2, 3, 4 and 5 Bush and King tract, north side of West avenue, Eighth ward, 17.7 feet front, 17.7 feet rear, and 100 feet deep, and that the owners of said property should pay as his portion of Tax for Buffalo street and Chili Road improvement, the sum of \$40.44, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon above described land.

(Signed)

D. MCKAY,
AUGUSTUS M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE, }
Rochester, Jan. 21st, 1881. }
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot No. 4. of the Bush & King tract, Buffalo street, Eighth Ward, was assessed for Buffalo street and Chili Road improvement, 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 20, 1881, and on file in the Treasurer's office, a copy of which is attached here o, be released from the lien of such assessment upon the payment of \$21.83, with expenses and interest, in pursuance of said certificate. Adopted.

(COPY.)

CITY ASSESSORS' OFFICE, }
ROCHESTER, N. Y., Jan. 20, 1881. }

A. C. McGlachlin, 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 1880, to Franklin Adsit, viz:

E. pt. Lot No. 4, sub-division of lots 1, 2, 3, 4, and 5, Bush & King Tract, north side of West ave., Eighth Ward, 9-6 feet front, 9-6 feet rear, and 63 feet deep, and that the owner of said property should pay as his portion of the tax for Buffalo street and Chili road improvement the sum of \$21 83 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., Jan. 21st, 1881. }
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Alderman Ira L. Otis—Whereas, Lot No. 4 of the Bush & King tract, Buffalo street, Eighth Ward, was assessed for General City Tax for 1880 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 20th, 1881, 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 \$4.73, with expenses and interest, in pursuance of said certificate. Adopted.

(COPY.)

CITY ASSESSORS' OFFICE, }
ROCHESTER, N. Y., Jan. 20th, 1881. }

A. C. McGlachlin, 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 1880 to Margaret Yeomans, viz:

W. pt lot No. 4, sub'n of lots 1, 2, 3, 4 and 5, Bush & King Tract, north side of West avenue, Eighth Ward, 22 feet front, 32 feet rear, and 100 feet deep, and that the owner of said property should pay as his portion of General City Tax for 1880, the sum of \$1.73, 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., Jan. 21, 1881. }
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, lots Nos. 8-10 of the John Hunt Sub'n Tract, Channing street, 13th ward, were assessed for Vincent Place opening, No. 1,561, 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. 19th, 1881, 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 \$1.97, with expenses and interest, in pursuance of said certificate. Adopted.

(COPY.)

CITY ASSESSORS' OFFICE, }
ROCHESTER, N. Y., Jan. 19th, 1881. }

A. C. McGlachlin, 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 1880, to Anthony Walton, viz:

Lot No. 10, Hunt's sub'n of lots 12, 18, Fish Tract, south side of Channing street, Thirteenth Ward, 40 feet front, 0 feet rear, and 100 feet deep.

And that the owner of said property should pay as his portion of tax for Vincent Place opening, No. 1,561, the sum of \$1.97, upon the payment of which, with expenses and interest, he will be entitled to 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. 19th, 1884. }
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Alderman Ira L. Otis—Whereas, The lot of land of the Farm Tract, Main, Scio and Tappan streets, Tenth Ward, was assessed for General City Tax, 1880, 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, 1881, 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 \$19.69, with expenses and interest, in pursuance of said certificate. Adopted.

(COPY.)

CITY ASSESSORS' OFFICE, }
ROCHESTER, N. Y., Jan. 15, 1881. }

A. C. McGlachlin, Treasurer:

Sir: We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to William Vicinus, viz.: S. E. pt. Lot No. 41 and S. W. pt. 42, Farm tract, north side of Main street, 10th Ward, 66 feet front, 66 feet rear, and 130 feet deep, and that the owner of said property should pay as his portion of General City Tax for 1880, the sum of \$19.69, 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,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Jan. 17, 1881. }
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot of land of the Farm Tract, University ave., 10th ward, was assessed for University Avenue Sewer, No. 1004, 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, 1881, 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 \$1.42 with expenses and interest, in pursuance of said certificate. Adopted.

(COPY.)

CITY ASSESSORS' OFFICE, }
ROCHESTER, N. Y., Jan. 15, 1881. }

A. C. McGlachlin, City Treasurer:

Sir—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to William Vicinus, viz.: Southeast part of lot No. 41 and southwest part of 42, Farm Tract, Tenth ward, 66 feet front, 66 feet rear, and 130 feet deep, and that the owner of said property should pay as his portion of tax for University Avenue sewer the sum of \$1.42, 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,
A. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Jan. 16th, 1881. }
(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots No. 41, 44 of the Farm tract, Main street, Tenth ward, was assessed for Grading Street through Hair Property, 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, 1881, 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 \$0.66, with expenses and interest, in pursuance of said certificate. Adopted.

(COPY.)

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Jan. 18th, 1881. }

A. C. McLaughlin, Treasurer:

SIR:—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to William Vicinus, viz:

S. E. pt. lot No. 41 and S. W. pt. 42, Farm Tract, north side of Main street, Tenth ward, 66 feet front, 66 feet rear, and 130 feet deep, and that the owner of said property should pay as his portion of Grading Street through Hair Property, the sum of \$0.66, 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)

D. MCKAY,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 17th, 1881. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots No. 41, 44 of the Farm Tract, Main street, 10th Ward, was assessed for East Main street flag walk 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, 1881, 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 \$76.89, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Jan. 15, 1881. }

A. C. McLaughlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to William Vicinus, viz:

Southeast part lot No. 41 and southwest part of 42 Farm Tract, north side of Main street, 10th Ward, 62 feet front, 66 feet rear, and 150 feet deep, and that the owner of said property should pay as his portion of tax for East Main street flag walk the sum of \$36.50, 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., Jan. 17, 1881. }

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots No. 41, 44 of the Farm Tract, Main street, 10th ward, was assessed for opening street through the Hair property 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, 1881, 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 \$6.60-100 with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., January 15, 1881. }

A. C. McLaughlin, Treasurer:

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to William Vicinus, viz: S. E. pt. lot 41 and S. W. pt. 42, Farm Tract, north side of Main street, 10th ward, 66 feet front 66 feet rear, and 130 feet deep, and that the owner of said property should pay as his portion of opening street through the Hair property the sum of \$6.60-100 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., January 17, 1881. }

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. L. M. Otis—Whereas, Lots No. 41 and 44 of the Farm Tract on Main street, Tenth Ward, was assessed for East main street improvement 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'y 15, 1881, 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 \$411.17, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 15, 1881. }

A. C. McLaughlin, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the General City Tax for the year 1881, to William Vicinus, viz: S. E. part of Lots 41 and 42 Farm Tract, north side of Main street, Tenth Ward, 66 feet front and rear, and 130 feet deep, and that the owner of said property should pay as his portion of the tax for East Main street improvement the sum of \$411.77, 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., Jan. 17th 1881. }

By Ald. Hebing—Resolved, That the City Treasurer be and he is hereby authorized to receive of Samuel N. Oothout back taxes on lots 125, 126 Munger Tract, Munger street, 12th ward, assessed to Addison W. Durfee, with 7 per cent. annual interest. Adopted.

By Ald. Westbury—

Whereas, After the lapse of three years of severe suffering death has taken from our midst ex-Alderman W. W. Croft, a man whose fellowship and sociability endeared him to all; a faithful public servant, with the best interest of our city always uppermost in mind; a devoted husband and father, a fond son and brother; therefore

Resolved, That in the death of ex-Alderman William W. Croft we recognize the divine will of an all-wise God and bow in humble submission to his power and mercy, trusting that our former associate has passed to the council of the just and perfect.

Resolved, That the City Clerk transmit a copy of these resolutions to the family of the deceased, and also to his father, Edwin Croft. Adopted unanimously.

Ald. Barron presented the petition of Otis N. Wilcox for remission of tax. Referred to Assessment Committee.

Ald. Barron moved to proceed to elect D. O'Grady, Sr., commissioner of deeds. Having receive the following vote he was declared elected:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Weaver, Kelly, Hart—14.

By Ald. Ira L. Otis moved that the resolution passed Nov. 30, 1880, in relation to receiving 7 per cent. on General City Taxes, that the time be extended to March 1, 1881. Adopted.

The President appointed as special committee on the communication of R. K. Gay, Ald. Weaver, Barron, Wickens.

As special committee to confer with the Profectives, Ald. Kelly, L. M. Otis, Tracy.

Ald. Mandeville rose to a question of privilege and asked that the Clerk read an editorial in the UNION AND ADVERTISER in regard to the State Line suits.

The editorial was read by the Clerk.

Ald. Edelman moved to adjourn. Adopted.

LUCIUS M. MANDEVILLE,
City Clerk.

In Common Council, Feb. 8th, 1881.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

Absent—Ald. Fee, Felsing—2.
Ald. L. M. Otis moved that F. J. Irwin act as City Clerk pro tem. Adopted.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

Ald. Mandeville asked unanimous consent (which was granted) to present the following and moved their adoption:

Whereas, In the action of the city of Rochester and State Line Railway company, Henry A. Taylor, Isaac S. Waterman, Thomas Leighton, William H. Vanderbilt and others, it was decided by the Supreme Court Judge Rumsey presiding, that the city of Rochester cannot take or hold, directly or indirectly, any of the capital stock of said company, and that the city has no claim which it can enforce for any of such stock; and,

Whereas, It has also been decided by the Supreme Court, Judge Macomber presiding, in an action in which the city is plaintiff, and said railroad company is defendant, that the city has no claim against said railway company for any coupons of its first mortgage bonds; and,

Whereas, The two suits above mentioned have both resulted in the defeat of the city, and the expenses attending the conduct of the same have been very great, and the further prosecution thereof, in the judgment of the Common Council, is inexpedient and unwise; and,

Whereas, The said railway company is utterly insolvent, and its franchise and property has been sold upon a judgment for the foreclosure of the mortgages given to secure its bonds; which mortgages cover, not only all the property of the company, but also the earnings of the road, and will be unable to respond to any judgment the city might obtain if the judgments of Judges Rumsey and Macomber could be reversed; and,

Whereas, The city directors of the said railway company have been assured by its president, Walston H. Brown, that as soon as the reorganization of said company takes place a connection will at once be made at Charlotte with the Lake Ontario Shore Railroad, thus securing without cost to the city a connection for which the city once offered, \$300,000 in vain; and,

Whereas, The chief motive which induced the city to aid in the construction of said railroad was to secure to the people of the city the benefits of said road, and it was not expected that the city would get its money back in any other way; but it was deemed wise policy for the city to furnish what aid it did furnish in the construction of that road, even if it lost all the money it put in, provided the railroad was constructed; and,

Whereas, Said railroad has been completed and equipped, from Rochester to Salamanca, and thus the chief object of the city has been attained; and,

Whereas, In the judgment of this Board the decisions of Judge Rumsey and of Judge Macomber are correct, and will be sustained by the higher courts, if appealed from, and it is greatly to be desired that the city shall not be engaged in vexatious litigation, and that amicable relations should exist between it and this railway company.

Resolved, That all proceedings after the entry of judgment in the two actions in the Supreme Court, in which the city of Rochester is plaintiff, and in one of which the Rochester and State Line railway company is sole defendant, and in the other of which the same company is impleaded with Henry A. Taylor, Isaac S. Waterman, Thomas Leighton, William H. Vanderbilt and others, as defendants, are hereby discontinued, and said actions and the matters involved therein are hereby settled on the basis of the judgments rendered therein by Judge Rumsey and Macomber respectively, and the city attorney is hereby directed to execute a discharge to all parties above named, of all claims against them, or any of them, growing out of matters relating to the Rochester and State Line Railway company.

Lost by the following vote:

Ayes—Ald. Tracy, Westbury, Chambers, Mandeville, Edelman, Kelly, Hart—7.

Nays—Ald. Barron, L. M. Otis, Hebing, Ira L. Otis, Walbridge, Wickens, Weaver—7.

By Ald. L. M. Otis, bills of—

Geo. W. Connolly, repairing lamp tops..... \$ 40 50
M. Huntington, glass..... 75 50

Referred to the Lamp Committee.

Ald. L. M. Otis presented petition of Mrs. Francis B. Allen for remission of interest on taxes and moved that the City Treasurer receive of Mrs. F. B. Allen the general city taxes on lots 81, 82, 83, 84, 85, 86, 87, west side Savannah street, and lot 7, east side Meigs street, for the years 1877 and 1878 with 7 per cent. annual interest. Adopted.

By Ald. L. M. Otis—Resolved, That the City Treasurer be directed to cancel the assessment against Francis T. Bennett for sprinkling Andrews street one hundred feet east of North avenue and charge the same to erroneous assessment, the same being included in the assessment for sprinkling North avenue for the year 1879. Adopted.

Ald. Hebing presented the petitions of Christian Amborn and Bennett Weiss for permission to erect wood buildings. Referred to the Wood Building Committee.

By Ald. Hebing—Bills of
Steele & Avery, lawn mower..... \$19 00
Consumers' Ice Co., ice for City Hall..... 14 00
Rochester Gas Co., gas for city buildings..... 156 50

Referred to City Property Committee.

By Ald. Hebing—Resolved, That the City Treasurer be directed to receive of John Banker the general city taxes for the years 1878 and 1879 on W. pt. lot 21, Geo. Koch's subdivision, Sellinger street, 13th ward, and charge the balance to erroneous assessments. Adopted.

By Ald. I. L. Otis—Bills of
M. Huntington, frame and glass..... \$9 38
J. C. Moore, blank books and binding..... 237 25
W. I. Hanford, serving notices..... 4 53
A. S. Mann & Co., cotton cloth..... 7 22
C. E. Morris & Co., stationery..... 97 93
Steele & Avery, stationery..... 17 43

Referred to the Contingent Expense Com. mittee.

By Ald. Ira L. Otis—Resolved, That the City Treasurer be directed to cancel the general city taxes, for 1880, on lots 12 and 13, in the Jones tract, Ninth ward, corner of Jones avenue and Frank street, assessed to Mary Murphy, now assessed to Trinity Church Society, upon which they have erected a church edifice. Said lots were purchased by said society previous to the confirmation of the assessment rolls, for this year, said tax to be charged to erroneous assessments. Adopted.

By Ald. Ira L. Otis—

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

GENTLEMEN—Your petitioner would ask of your honorable body that the taxes of the year 1862, 1865 and 1867, formerly assessed to Rodman W. Sanborn, on lots 52 and 53 in the Greig tract in said city, be canceled by paying the original amount of said tax and expenses into the treasury; that the said Sanborn alleges that he paid said taxes, but has lost or mislaid the receipts therefor. Your petitioner further asks that should the receipts be hereafter found, that the amount she pays into the treasury be refunded to her on the production of the receipts. Your petitioner further says she came into possession of said property last

spring by virtue of a second mortgage, and was not aware the Rochester Savings Bank, the holders of the prior mortgage had allowed the taxes to remain so long unpaid. She therefore asks the favor of your honorable body that the above deduction be made and she will ever pray.

Dated Rochester, Feb. 8th, 1881.

MARY A. REDFIELD.

Ald. I. L. Otis moved that the prayer of the petitioner be granted, and the balance of said taxes be charged to erroneous assessments.

Adopted.

By Ald. Ira L. Otis—Resolved, That the City Treasurer be, and he is hereby directed to cancel the general city taxes on lot 75 for the years 1864 and 1867, south side of Clifton street, in the Eighth Ward, now assessed to John Foley, and also the assessments for Clifton street improvement on the same lot; these several taxes having been paid by the late James Gallery as on lot 4, original Thurbur tract. Said lot 4 is now designated as lot 75, Grantsyn's sub-division of the Bennett tract, and charge the same to erroneous assessments. Adopted.

Ald. Chambers presented the bill of Silas J. Wagner for labor and damages for breach of contract.

Referred to Poor Committee.

Ald. Walbridge presented petitions for water mains in Champion street and Clarkson street.

Referred to the Water Works Committee and Executive Board.

By Ald. Weaver—Bills of

P. W. Taylor, disbursements.....	\$98 11
H. A. Richmond, groceries.....	14 00
Sargeant & Greenleaf, locks.....	1 30
A. Vogel, meat.....	45 20
Lewis & Co., transportation.....	52 47
Fred'k Dinger, bread.....	114 73
A. Hefner.....	30 69
W. & J. M. Aikenhead, candles.....	60 62
John Fischer, meat.....	50 00
A. H. Cork, groceries.....	10 75
John Turner.....	11 25
Hoffman & Mayer, undertakers.....	102 50
A. W. Mudge.....	85 00

Referred to the Poor Committee.

By Ald. Weaver—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF JANUARY, 1881.

OFFICE OF THE OVERSEER OF THE POOR, }
ROCHESTER, Feb. 8th, 1881. }

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

The undersigned, Overseer of the Poor of the city of Rochester, would respectfully report that during the month of January he has relieved 557 families in the following manner:

Orders on Poor Store.....	\$1,692 75
.. .. Coal Yard.....	457 21
.. .. Sho's.....	110 72
.. .. Undertakers.....	206 00
.. .. for transportation.....	13 60
Total.....	\$2,480 33
Less amount charged to towns.....	81 35
Total to city.....	\$2,398 98

All of which is respectfully submitted.

P. W. TAYLOR, Overseer of the Poor.

Ordered received, filed and published.

Ald. Kelly presented the petition of H. B. Rapalje for relief from tax lien. Referred to Assessment Committee.

By Ald. Hart—Bill of

B. Frank Enos, expenses for January.....	\$56 77
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Referred to Finance Committee.

By Ald. Hart—

REPORT OF THE POLICE CLERK FOR THE MONTH OF JANUARY, 1881.

POLICE COMMISSIONERS' OFFICE, }
Feb. 8th, 1881. }

GENTLEMEN:—I respectfully present the following as my report for the month of January, 1881:

January.	Crime.	Penalty.	Paid.
1—Rachel Sprague	petit larceny	\$30	\$50
Robt Cranston	drunk	5	5
James McCullough	..	5	5
James Henderson	..	5	5
John Jordan	..	5	5
3—Herman Schaubman	..	10	10
Daniel Corcoran	..	10	5
James Carroll	assault	50	50
Abraham Lincoln	drunk	5	5
4—Mary Murphy	..	10	5
Mary Gilbert	..	10	5
5—Henry J. McGraham	..	5	5
John Armstrong	vio ord	5	5
Nicholas Martin	drunk	10	5
6—Frank Mason	..	5	5
Edmund Scully	..	5	5
7—John Costello	assault	20	20
John Jennings	vio ord	2 50	2 50
8—Geo Waters	drunk	10	10
Anthony Whitney	cruelty to animals	20	15
10—Adam Miller	drunk	5	5
Delia Clark	..	10	4
Patk Boyle	..	10	5
Wm Brown	..	10	5
John McMahon	..	10	5
John Flegel	petit larceny	15	15
11—Wm Bredner	drunk	5	4
Lawrence Williams	..	5	5
Saml Walker	..	10	5
Jeff Vaddenburg	cruelty to animals	25	25
12—Emma Jeffrey	drunk	10	5
Peter Lacey	assault	20	5
13—Joseph Williams	drunk	5	5
14—Wm Geige	..	5	5
Eliza Coffee	..	5	5
Chas Welz	..	10	5
Joseph Lettan	..	5	5
Frank Doe	..	5	5
15—Patk Lucy	..	10	10
17—Geo Ritter	..	5	5
Mich Lohmaier	assault	10	10
18—Mary Briggs	drunk	5	5
Warren L Smith	..	5	5
Minnie Hallacy	..	5	5
Mary Caddell	assault	5	5
19—Joseph Smith	drunk	5	10
Frank Fanning	..	5	5
Mary Wright	..	5	5
20—John Burke	..	5	5
James Hale	..	5	5
Chauncey S Todd	vio ore	5	5
Wm T Justice	..	5	5
Ed Porter	..	5	5
Simon Burmingham	assault	10	10
John Connaughton	..	10	5
21—Thos Scott	drunk	5	5
Mich Lynch	..	10	5
24—John M Walter	..	10	5
Rudolph Flannery	..	5	5
Michael Ward	..	10	10
Ed Bushler	..	10	10
Thos Skuse	..	10	5
Joseph Williams	..	5	5
25—Geo Duffy	..	5	2 50
Henry Averill	..	5	2 50
Marcus Siegel	..	5	3
26—Maggie Smith	..	5	5
Ed Farley	..	5	8
Frank A Cullen	..	5	5
James Cassidy	..	10	10
Wm Deider	assault	25	25
25—Robt Gomminger	drunk	5	5
John Besold	..	5	5
Wm Pilkington	..	5	2
Geo Willis	..	5	5
John Hollister	vio. ord.	25	10
James McDonald	..	25	25
Nellie Brown	..	50	25
Mary Webster	..	5	5
John Shelber	drunk	5	5
28—Silas Marsh	assault	25	25
Wm Pilkington	drunk	10	10
John Burns	..	5	5
John Kelly	..	5	5
29—Joseph Breinig	assault	25	25

STATE OF NEW YORK, }
County of Monroe, } ss.

City of Rochester, }

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the

month of January, 1881 for fines, penalties and costs imposed by the Police Justice of said city.

B. FRANK ENOS, Police Clerk.
Sworn to before me this 8th day of Feb., 1881.
GEO. TRUESDALE, Notary Public.
Ordered received, filed and published.

Ald. Hart presented a petition for water mains in Goodman street, and moved that the prayer of the petition be granted. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Hebing, from the City Property Committee; Ald. L. M. Otis, from the Lamp Committee; Ald. Ira L. Otis, from the Contingent Expense Committee; Ald. Weaver, from the Poor Committee, reported favorably the various bills referred to their respective committees and moved their reference to the Finance Committee for payment.

By Ald. Edelman—Resolved, That John Spickgors and John Bornakessel have permission to erect wooden buildings in accordance with their petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Hebing—
To the Hon. Common Council:

Your Law Committee, to whom was referred the matter of title and to inquire and report whether or not school lot No. 5, situated in the Second ward of said city, can be by said city conveyed giving a good and perfect title.

Your said committee find that by chapter 262 of the laws of the State of New York of the year 1850, section 162 thereof, provided and required that "the title of the school houses, sites, lots, furniture, books, apparatus and appurtenances, and all other school property in this act mentioned, shall within three months from the passage of this act be transferred and conveyed by the trustees of the several school districts in said city to the said city of Rochester, and that said act was duly passed by the Legislature of said state April 15, 1850."

Your committee finds that the records in the Monroe County Clerk's office shows a breach in the chain of title of said school property in that there is no deed recorded conveying the title held by the trustees as such to the city of Rochester as required by the foregoing act. It also appears that said property was conveyed to said trustees as such by Ruth Mumford and others by warranty deed dated October 7th, 1844.

It therefore appears to your committee after such careful investigation that as said trustees (who ever they may have been) held said title merely and solely for school purposes and in an official capacity, and that as said act of the Legislature required that they should convey the same to said city, that as a matter of law, in the opinion of your committee, said city would be deemed to have acquired a full and complete title and all that vested in said trustees by virtue of the act of the Legislature aforesaid.

And that aside from such legislation said city has been in undisputed, undisturbed and quiet possession and use of said property for a period of 40 years and upwards, and your committee are also of the opinion that such occupation has ripened into a perfect title to said city.

February 8th, 1881. HENRY HEBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Law Committee.

Adopted.

By Ald. Ira L. Otis—

Your Contingent Expense Committee, to whom was referred the bill of the Union and Advertiser Co. of \$1,355.00 for publishing six issues of the penal ordinances of the city as passed by this Council, would beg leave to report:

That having examined the resolution of this Board passed April 6th, 1880, directing the Mayor to make a contract with the Union and Advertiser Co. for printing for the next fiscal year all the proceedings, ordinances, &c., of the Common Council for the stipulated sum of \$5,000, at which time section 57 of the present city charter makes it obligatory on the Clerk to "publish, for at least one week, in one of the daily newspapers printed in said city, all acts and ordinances of the Common Council for the violation of which any penalty may be imposed." we cannot see any reason why the work, for which the bill in question is presented, does not come within the contract made and that the city is in any way, legally or equitably, responsible for the same independent of said contract; and we would therefore report adversely to the payment of the bill.

IRA L. OTIS,
D. G. WEAVER,
J. J. HART,
Committee.

Ald. Hart moved to table until the next meeting. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Feb. 8, 1881.
By Ald. L. M. Otis—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL FOR JANUARY, 1881.

Cornelius R. Parsons, Mayor	\$208 5
Ambrose C. McGlachlin, Treasurer	353 85
John E. Fanning, City Attorney	166 66
Oscar H. Peacock, City Surveyor	166 66
L. M. Mandeville, City Clerk	137 50
David McKay, City Assessor	150 00
August M. Koeth, "	150 00
Wm. Mahar, "	150 00
Geo. W. Sill, Judge Municipal Court	150 00
J. W. Duell, "	150 00
William E. Werner, Clerk	50 00
Francis J. Irwin, City Messenger	83 33
John O'Leary, Watchman City Hall	55 00
Wm. Connors, Engineer City Hall	55 00
Wm. Waldert, Janitor Front Street Building	50 00
W. C. Gray, Assistant Surveyor's Office	66 66
C. B. Parsons, Draughtsman	44 00
W. J. Stewart, Chainman	44 00
Ambrose Redman, Rodman	32 33
H. F. McGlachlin, Treasurer's office	116 66
C. H. Staiwell, "	62 50
J. T. Tracy, "	62 50
J. Y. Elias, "	65 00
Edward Thomas, "	30 00
Wm. Carroll, Fire Marshal	58 33
Assessors' clerk hire month of January	41 67
Lunch for Council	10 00
And charge that fund.	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR JANUARY, 1881.

Porter W. Taylor, Overseer	\$116 66
James W. Stanley, Assistant Overseer	66 66
Henry L. Achilles, Jr, bookkeeper	58 33
Jacob Lutz, clerk	40 00
Dr. Kempe, City Physician	41 67
Dr. Weigel, City Physician	41 67
Dr. Schmitt, City Physician	41 67
Dr. Rockwell, City Physician	41 67
Dr. O'Hare, City Physician	41 67
Dr. Spencer, City Physician	41 67
Vincent M. Smith, Excise Commissioner	66 66
C. Herzberger	66 66
Wm. F. Morrison	66 66
Maurice Moynahan	50 00
Joseph Eagan	40 00

MISCELLANEOUS.

St. Mary's Hospital, Board of inmates	\$3,048 50
Rochester City	929 30
E. R. Andrews, printing	10 75

Williamson & Higbie, stationery	5 20
P. Joyce, burials	24 00
J. H. Pool, flour and meal	359 89
Geo. L. Baker, transportation	29 96
Smith, Perkins & Co., groceries	52 05
H. Brewster & Co.	116 74
K. P. She d.	139 42
Brewster, Gordon & Co.	109 40
John Hart, shoes	38 00
L. P. Beck	4 50
D. E. Fichtner, bread	70 86
Henry Kondolph	103 62
Rochester Female Charitable Society, board	7 00
And charge that fund.	

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR JANUARY, 1881.

Dr. Chas. Buckley, Health Officer	66 66
John H. Mason, Superintendent and Clerk	50 00
A. C. Parsons, Inspector	40 00
Michael Murray, Inspector	40 00
John Meyer, Inspector	40 00
Joseph Thompson, Inspector	40 00
Henry M. Heinold, Keeper Hope Hospital	50 00
John O'Rourke, sewer flusher	40 00
John Vance	40 00
And charge that fund.	

LAMP DEPARTMENT FUND.

Rochester Gas Co., lighting and care of lamps for Jan.	\$2,031 21
Citizens' Gas Co., lighting and care of lamps for Jan.	2,567 78
Louis H. Miller & Co., care of lamps for Jan.	811 29
Geo W. Connolly, repairing lamps	44 35
Goodale & Stiles, burners	96 39
Critchell & Brown, lamps pots	90 00
And charge that fund.	

CITY PROPERTY FUND.

A. H. Cork, pa's	\$ 80
Nell Brox & Ken, marble tablet	238 00
J. Tallman, soap	4 00
E. Emrich, repairing oil tester	1 85
And charge that fund.	

POLICE DEPARTMENT FUND.

C. E. Morris & Co., stationery	\$ 72 60
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POLICE PAY ROLL FOR JANUARY, 1881.

Alex. M'Lean	\$132 00
Samuel Brown	80 00
Peter Hughes	80 00
W. J. Rogers	80 00
Thos. Lynch	80 00
Peter Lauer, Jr.	80 00
P. C. Kavanaugh	80 00
Ferry Marzluff	80 00
Thos. A. Burchell	80 00
Caleb Pierce	80 00
Henry Baker	80 00
Jos. P. Cleary	80 00
Frank B. Allen	70 00
W. R. M'Arthur, 27 days	63 18
Jacob Frank	70 00
John C. Hagen	70 00
John Wansman, 29 days	67 86
Hugh Johnston	70 00
Hugh Clark	70 00
John J. Garrett	70 00
John H. Dana	70 00
Ed. Van Vorst	70 00
John C. M'Quatters	70 00
Wm. White	70 00
Thos. Dukelow	70 00
Fred. Griebel	70 00
Patrick H. Sullivan	102 00
Chas. M' Cormick	80 00
Jos. S. Roworth	80 00
Edm. F. Lush	65 52
Barth. Crowley, 28 days	65 52
Robt. Burns	70 00
Ralph Bendon	70 00
Jacob Harter, 29 days	67 86
Thos. Crounch, 28 days	65 52
Andrew Connolly	70 00
Wm. P. O'Leary, 29 days	67 86
Benj. C. Further	70 00
Wm. Keith	70 00
B. Horcheler	70 00
John Mitchell	70 00
Robt. M'Kee	70 00
Chas. E. Fowler	70 00
Michael Brady, 29 days	72 34
Wm. M'Kelvy	70 00
Joseph Legler	70 00
Wm. H. DeWitt, 28 days	65 52
Nicholas J. Loos	70 00
Robert Sloan, 27 days	63 18
Samuel Schwartz	70 00
Jas. A. Johnson	70 00

Patk. Hoctor	70 00
Louis Jesserer, 29 days	67 86
Frank Vahue, 28 days	65 52
Michael Cain	70 00
Wm. Burgess	70 00
Michael Hynes	70 00
Chas. Hart	70 00
Frank D. Fay	70 00
Geo. Hoffner	70 00
James P. Flynn	70 00
John Moaglan	70 00
John B. Davis	70 00
Henry D. Shove	70 00
Michael Wolf, Jr.	70 00
John M. Reis	70 00
Charles W. Pearl, 29 days	67 86
Wm. Laragy	70 00
Louis Nold	70 00
Jerry Twaig	70 00
Ed. McDonough	70 00
Older Oliver	70 00
John Dean	70 00
Jos. St. Hellen	70 00
Peter Hess	70 00
Daniel Goulang, Jr.	70 00
Patrick Holloran, 14 days	32 76
Henry Graven, 25 days	58 50
Chas. Steffard	70 00
Frank S. Skuse	70 00
Oliver A. Youle	70 00
Frederick Kipphut	70 00
John Lepold, 28 days	55 52
Mich. Hyland	70 00
Jacob Markey	67 86
Hiram Rogers, 29 days	70 00
B. Frank Knos, Clerk of Commissioners	83 34
And charge that fund.	

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, }
 ROCHESTER, N. Y., Feb. 7, 1881.

To the Common Council:

The accompanying bills and estimates having been duly audited, examined and settled by this Board, are by resolution referred to the Common Council for payment, as required by Sec. 148 of the City Charter, Respectfully submitted, THOMAS S. J. NEVILLE, Clerk of Executive Board.

Street Department—Highway Fund.

Yale Lock Manufacturing Co., chain	\$81 60
Marx & Young, repairing sleigh	2 75
Philip & Schabert, bob-sleighs	15 00
George Chambers, MacAdam stone	127 10
William N. Sage, rent of lot	22 00
O. H. Fisher, wood	1 75
Adam Brenner, ice chisel	1 75
Michael Schneider, feed and oats	168 26
	\$449 21

Street Department—Garbage Fund.

Jacob Rauber, estimate	\$100 00
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Water Works Department—Water Works Fund.

John C. Moore, stationery and binding	\$11 25
Western Union Telegraph Co. telegraphing	1 44
Thomas J. Neville, Clerk, postage stamps	10 00
Steele & Avery, stationery	11 00
Smith, Perkins & Co., soap	2 29
James Field, supplies	2 35
John H. Hill, supplies	1 58
O. H. Fisher, wood	12 30
Marx & Young, sleigh and repairs	76 00
J. Emory Jones, repairs	62 42
T. J. Neville, Clerk, exp's, Board to Albany	74 86
A. A. Slingerland, collector, taxes, Ontario Co	9 40
Wm. McLeod, collector, taxes, Livingston Co.	6 64
	\$281 53

Fire Department—Fire Department Fund.

Samuel M. Stewart, repairing apparatus	\$ 30 72
Marx & Young	9 70
John Walsh, plumbing	8 85
Samuel Golden, hay (two bills)	61 84
J. C. Hayden & Co., furniture, F. A. Tel.	2 88
J. K. Post & Co., vitriol	27 00
T. J. Neville, clerk, expenses	50 00
Duffy Brothers, bicarb. soda	100 80
S. B. Williams, oil, etc.	8 20
M. Huntington	89
Citizens' Gas Co., gas bills	5 20
Rochester Gas Light Co., gas bills	12 38
James Field, supplies	3 16
Wendel Bayer, washing and ironing	27 05
Michael Schneider, feed and oats	576 86
	\$932 35

Local Improvement—Exchange Street Sewer Fund.

Frederick C. Lauer, final estimate for construction Exchange street arch sewer, Ordinance 2, 064, Feb. 10, 1880	\$88 32
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Adopted by the following vote:

Ayes—Ald. Barron, Westbury, L. M. Otis, Hebing, T. L. Otis, Chambers, Walbridge, Wickens, Eelman, Weaver, Kelly and Hart—12.

REPORTS OF SPECIAL COMMITTEES.

Ald. Kelly, from the special committee to confer with the Protectives, presented the following:

To Ald. J. Miller Kelly, Chairman of Special Committee:

DEAR SIR: For the purpose of securing more comfortable and commodious buildings we make the following proposition: We to sell to the city of Rochester our real estate on north Fitzhugh street (lot 33 by 160 feet) for the sum of \$10,000, to be paid for in cash, or by the city's bonds, running eight year's, at five per cent. interest; the city of Rochester to build or erect thereon a suitable building for storing our fire apparatus, the cost not to exceed \$10,000; the city of Rochester to sell and re-convey to us at any time within eight years from the time of completing this contract, the said premises and buildings thereon by our paying to said city the full amount paid or expended upon said property.

Respectfully submitted,
 H. A. KINGSLEY,
 WILLIAM R. POOL,
 E. C. LEYDEN,
 JOHNSON I. ROBBINS.

Rochester, February 8, 1881.

Ald. Kelly moved that the proposition be accepted. Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

To the Common Council:

IN BOARD OF EDUCATION,
 Feb. 7, 1881.

Com. Noyes presented the following report from the Committee on Organization:

To the Board of Education of the City of Rochester:

GENTLEMEN: Your committee having made a careful estimate of the property loss incurred by the recent burning of No. 15 school building, and of the cost of rebuilding, furnishing, heating, lighting, ventilating and equipping said school, are of opinion that the same cannot be done for less than \$17,500, we therefore recommend the adoption of the following:

Resolved, That we hereby request the Common Council to ask the State Legislature for the passage of the following proposed act:

Dated Rochester, N. Y., Feb. 7, 1881.
 M. NOYES, Committee.
 CHARLES H. GRANGER,
 DEL CRITTENDEN,
 GEORGE WELDON,
 JONAS JONES.

AN ACT entitled "An act to authorize the city of Rochester to levy a tax for the purpose of rebuilding, furnishing and equipping the public school number 15, in said city known as 'Monroe' school recently destroyed by fire."

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 and empowered to levy a tax of \$17,500 in their next general tax levy for the purpose of rebuilding, furnishing, heating and equipping the public school building No. 15, in the seventh ward of said city, situate on Monroe ave. and known as "Monroe school."

§ 2. Said amount of \$17,500, or such part thereof as may be necessary, not exceeding said sum, may be anticipated by loan made by the common council and placed to the credit of the board of education of said city of Rochester, and known as the "Monroe school fund," and shall be used for no other purpose than, as specified in section one of this act.

§ 3. This act shall take effect immediately.

Ald. L. M. Otis moved that the Legislature be requested to pass the above act, and that the clerk transmit a copy thereof to the member of Assembly from this district and request him to urge the passage of the same. Adopted.

By the Clerk— ROCHESTER, February 3d, 1881.

To the Common Council:

GENTLEMEN: It is a conceded fact that the present winter has been exceptionally cold from early in November to the present date: that no thaw of any con-

sequence has occurred within that period; that the ice in the streams is very thick and solid; that the whole watershed of the Genesee river is covered with a considerable body of snow, and the ground underneath is frozen to an unusual depth. In view of these facts it must be admitted that the conditions are favorable for a sudden thaw, perhaps, and probably accompanied by rain, at a date not remote, resulting in a flood in the river of greater or less magnitude. Comparison would, therefore, dictate the immediate adoption of such measures as will tend to alleviate the results of such a flood in the Genesee river during the present winter or coming spring.

The Executive Board has no authority in the premises; neither has it any fund at its disposal which it can rightfully apply to such a purpose. This Board, therefore, respectfully suggests that the Common Council should appropriate the sum of five hundred dollars from the contingent or other fund and authorize the Executive Board or one of its own committees to devise a plan for cutting off, breaking up the ice above the dam at the proper time, and to provide and furnish the necessary materials, such as explosive material and batteries, should it else be necessary, and to execute the work should the emergency arise.

Respectfully,
 THOS. J. NEVILLE, Clerk.

Ald. Hart moved to table. Adopted.
 By the Clerk—

OFFICE EXECUTIVE BOARD,
 ROCHESTER, Jan. 31, 1881.

To the Common Council:

I have the honor to transmit herewith statements showing the expenditures by the Executive Board for all purposes during the month of January; also the present condition of the several funds in the charge of the Executive Board at this date.

Respectfully, your obedient servant,
 THOS. J. NEVILLE, Clerk.

EXECUTIVE BOARD, CITY OF ROCHESTER,
 Office City Hall, Jan. 31, 1881.

Statement showing the expenditures by the Executive Board for all purposes in the month of January, 1881; also condensed balance sheet of the present condition of all the funds in the charge of the Executive Board:

Amount of orders on City Treasurer:	
Orders by Common Council.....	5,432 17
Orders paid by Executive Board	
in payment for labor.....	\$ 4,704 92
	10,107 99

Charged different funds, as follows:

Highway Fund.....	\$2,658 67
Water Pipe Fund.....	171 33
Water Works Fund.....	3,014 69
Fire Department Fund.....	3,457 93
Salary and Expense Fund.....	511 00
Garbage Fund.....	232 40
Sundry sprinkling funds.....	83 45
Hand street widening.....	15 72
	10,107 09

Balance Sheet—Condition of Funds.

Dr. Balances:	
City Treasurer.....	\$ 26,562 48
Sidewalk Repair Fund.....	21 09 95
Exchange Street Sewer Fund.....	6,544 95
Graves street improvement.....	1,989 00
fund.....	324 75
East avenue sewer fund.....	90 27
Hand St widening fund.....	
Sundry street sprinkling ordinance	
funds.....	5,472 12
	42,063 47

Cr. Balances:	
Highway Fund.....	\$ 12,811 58
Water Pipe Fund.....	173 35
Water Works Fund.....	13,136 45
Water Works Fund (special).....	1,515 47
Fire Department Fund.....	10,515 22
Salary and Expense Fund.....	2,045 41
Garbage Fund.....	1,786 99
	42,063 47

Ordered received, filed and published.

By the Clerk—

EXECUTIVE BOARD OF THE CITY OF ROCHESTER,
 ROCHESTER, N. Y., Feb. 8, 1881.

To the Common Council:

I am authorized by the Executive Board to request that the Common Council increase the estimate for Brown street lift bridge to \$10,000. The Board has advertised twice for proposals, and in each instance received bids in excess of the estimate, and, under the provision of the charter, the contract could not be awarded for a sum greater than the amount estimated in the ordinance.

Respectfully,
 THOS. J. NEVILLE, Clerk.

Ald. L. M. Otis moved that the ordinance for Brown street lift bridge be reconsidered. Adopted.

By Ald. L. M. Otis—Resolved, That the ordinance for the construction of a lift bridge over the Erie canal at Brown street be amended by inserting after the words Brown street "and the hydraulic motor necessary to operate the same." and that the estimate be increased to \$10,500; and that the Clerk publish notice for allegations as usual. Adopted.

By the Clerk—

TREASURER'S MONTHLY REPORT.
CITY TREASURER'S OFFICE, Feb. 8, 1881.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 8th day of Feb., 1881, as required by section 59 of the City Charter.

	Balance	Undrawn.
Board of Education Fund.....	\$20,773	08
Fire Department Fund.....	10,514	44
Poor Department Fund.....	19,739	44
Police Department Fund.....	9,142	79
Contingent Fund.....	10,341	14
Highway Fund.....	12,876	54
Lamp Fund.....	23,856	64
Health Fund.....	1,283	88
City Property Fund.....	632	25
House for Truants Fund.....	9	10
Park Fund.....	565	34

A. C. MCGILLACHLIN, Treasurer.

Subscribed and sworn to before me this 8th day of Feb., 1881.

CHAS. H. STILLWELL,
Commissioner of Deeds.

Ordered received filed and published.

By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF JANUARY, 1881.

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 Jan. 1st, and ending Jan. 31st, 1881, for licenses to sell and dispose of strong and spirituous liquors, ale, wine and beer, in quantities less than five gallons at a time, to-wit:

Wurtz, Frederick, 228 State st.....	\$ 40	00
Bishop, William, 101 Allen st.....	20	00
Weltz, George, Maune, corner Saxton st.....	26	00
Morris, Addie, 84 Exchange st.....	20	00
Hacker, Rudolph, 221 Brown st.....	40	00
Fitz, Margaret, 34 Centre st.....	20	00
Knope, Mary S., 180 Oak st.....	40	00
White, Albert H., 93 E. Main st.....	40	00
Larson, E. P., 19 1/2 Mill st.....	20	00
Reeder & Belmont, 20 E. Main st.....	40	00
Smith, Maria, 88 Exchange st.....	20	00
McKenny, George, 288 Plymouth av.....	50	00
Stahl, Martin H., 143 South av.....	30	00
Stickel-theodore, 104 Allen st.....	40	00
Love, Edward H., 11 West av.....	20	00
Schwartz, Geo. M., 219 N. Clinton st.....	21	40
Felsinger, John A., 150 W. Main st.....	30	00
Kingler, Sebastian, 184 St. Joseph st.....	21	75
Gores, Joseph, 547 N. Clinton st.....	29	70
Kong & Bronn, 28 1/2 E. Main st.....	22	00
Long, Marx, 32 Scio st.....	40	60
Costello, Thomas S., 255 Exchange st.....	33	75
Maher, Mrs. John, Clark, cor. Romeyn st.....	30	00
Koch, Michael, 170 1/2 N. Clinton st.....	22	00
Coffee, Dan, and Dennis, 43 E. Main st.....	42	75
Schehl, Jacob, 65 North av.....	10	00
Mattson, S. E., 115 Pineade av.....	40	00
Stebler, Michael, 155 Lake av.....	41	25
Fee, Jas. & Bros., 15, 17 and 19 N. Water st.....	47	00
Marrinan, Michael, 204 North st.....	31	00
Haltz, William, 88 Hunter st.....	40	00
Hartel & Bernard, 11 S. St. Paul st.....	40	00
Griffin & White, E. Main, co. S. St. Paul st.....	20	00
Schockert, Frank, 17 and 19 S. St. Paul st.....	21	00
Buake, James E., 7 Monroe av.....	40	00
Hawes, Francis J., 72 Front st.....	20	00
Murphy, John E., 276 State st.....	20	00
Bergman, Phillip, 136 W. Main st.....	41	75
Maurer, William R., 107 N. Clinton st.....	20	00
Zerch, Frank, 102 N. Clinton st.....	20	00
Cassidy, James, 20 Front st.....	40	00
Worden, Sam'l. C., 53 N. Fitzhugh st.....	30	00
Goetzman, Fredk., 9 Atwater st.....	4	00

Total amount received and deposited with the City Treasurer.....\$1,316 35

STATE OF NEW YORK, }
County of Monroe, } ss.
City of Rochester.

Vincent M. Smith, Conrad Herzberger and William F. Morrison, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from Jan. 1st to Jan. 31st, 1881, inclusive.

VINCENT M. SMITH,
CONRAD HERZBERGER,
WILLIAM F. MORRISON,

Excise Com'rs.

Sworn to before me this 31st day of January, 1881.
E. F. STILLWELL,
Com. of Deeds in and for the city of Rochester, N. Y.
Ordered received, filed and published.

CITY CLERK'S OFFICE
ROCHESTER, N. Y., Feb. 8, 1881.

To the Hon. the Common Council:

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

LUCIUS M. MANDEVILLE,
City Clerk.

COMMISSIONERS OF DEEDS.

Spencer S Markham,	C L Fredenber,
H O Norton,	Edward R Huddleston,
F W Elwood,	J C Widman,
Willis C Hadley,	Geo W Sprague,
G R Witter,	Jas E Cheney, Jr,
E P Wellington,	John J Snell,
W R Lansing,	S G Hollister,
W H H Rogers,	Geo A Begy,

Action on a communication from James Normile was indefinitely postponed.

ACTION ON ORDINANCES.

FIRST ORDINANCE.

GRADING LAKE AVENUE.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of grading Lake avenue and graveling the roadway of the same from the north end of the present McAdam improvement, to the north line of the city.

Adopted.
The Surveyor submitted as such estimate \$5,000.

By Ald. Chambers—Resolved, That the following improvement is expedient, viz:
The grading of Lake avenue and the graveling of the roadway of the same, from the north end of the present McAdam improvement to the north line of the city.

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 \$5,000, 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 Lake avenue, from a point opposite the north end of the present McAdam improvement, to the north line of the city.

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

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 172 of the Revised Charter of 1880, of the City of Rochester, that all persons interested in the subject matter said improvement are required to attend the Common Council on Tuesday evening, February 22d, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

The final ordinance for the improvement of Gibbs street came up.

Ald. L. M. Otis moved that the ordinance be postponed until the next regular meeting, Adopted.

LOCAL IMPROVEMENT ASSESSMENTS.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Feb. 8, 1881.

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 2146, for Hand street widening 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 \$90.27.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,146.

WIDENING HAND STREET.

Whereas, The Common Council did upon the 24th day of August, 1880, enact an ordinance for the widening of Hand street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$90.27 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 Hand street from St. Paul street to Clinton street.

Therefore, Resolved, That the sum of \$90.27, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maer, 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 12th day of February, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

Ala. Ira L. Otis sent up the following assessment rolls and moved their confirmation:

Lake avenue sewer extension.

Cayuga place walk.

Tracy park extension.

Confirmed by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—12.

UNFINISHED BUSINESS.

The communication from the Executive Board in relation to the Municipal Gas Company came up.

Ald. Hart moved its indefinite postponement. Adopted.

Ald. Hebing moved that action on the Oak street reassessment be postponed until the next regular meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. Weaver moved to proceed to a *viva voce* vote for Inspectors of Election for the election districts of the Fourteenth Ward. Adopted.

For Inspector of Election for the first district of the Fourteenth Ward, Christian M. Meyer was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, I. L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

For Inspector of Election for the first district of the Fourteenth Ward, William G. Stewart was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

For Inspector of Election for the second district of the Fourteenth Ward, Robert B. Swanton was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

Ald. Kelly moved to proceed to the election of Commissioners of Deeds, and that the Clerk cast the ballot of the Board.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart—13.

J. E. Rowe,

E. W. Hall,

John J. Bancker,

Lemuel B. Marcy,

S. King,

H. G. Danforth,

F. S. Rogers,

Frank L. Gummer,

Wm. Danningburg,

Geo. P. Davis,

Maurice Leyden,

Edward I. McPhail,

Having received the concurrent vote of the Common Council were duly elected Commissioners of Deeds.

MISCELLANEOUS BUSINESS.

By Ald. Hart—Resolved that the Citizens' Gas Company be requested to lay their gas mains on North Goodman street from East avenue to College avenue. Adopted.

By Ald. Hart—Resolved, That the Executive Board be requested to report to this Council at its next regular meeting the expense of laying water pipe on North Goodman street, from East avenue to College avenue. Adopted.

Ald. Hart moved that the Executive Board be requested to place two steam fire engines in commission, one on each side of the river.

Ald. Barron moved to refer to the Executive Board with instructions to report to the Common Council the feasibility of such action. Adopted.

By Ald. Kelly—

Whereas, The Protectives have agreed to convey to the city of Rochester, under certain restrictions and conditions, their lot and real estate situated on North Fitzhugh street, in said city; therefore,

Resolved, That the Executive Board of this city, on a proper conveyance being made to said city, and in accordance with said Protectives' proposition, be and they are hereby authorized and directed to expend the sum of \$30,000 for the purpose of building and erecting upon the said lot so conveyed, in accordance with the plans and specifications adopted by said Protectives, a building for said purpose stated in said proposition.

Ald. Hebing moved to refer to the Charter Amendment Committee.

Ald. Hart moved to amend that it be referred to the special committee. Adopted.

Ald. Hebing's motion as amended was then adopted.

By Ald. Kelly—

Resolved, That in justice to this Common Council, the Citizens' Committee, so called, consisting of Messrs. D. W. Powers, Patrick Barry and J. E. Booth, to whom was referred the case of George D. Lord vs. The City of Rochester and into whose hands were placed the State Line Railroad matter, with power to defend and bring suit, should report to this Council the status of that case, accompanied also with the advice of said committee as to the practicability of the further continuance or the discontinuance of said suit; and the Clerk of this Council is directed to send to each member of said Citizens' Committee a copy of this resolution, with the respectful request that such report, expose and advice be presented to this Council at its next meeting.

Ald. L. M. Otis moved the following as a substitute:

Resolved, That the Citizens' Committee having in charge the several suits known as the State Line Railroad suits be and they are hereby requested to report to this Board the position of the city in relation to said suits, and also in view of the recent sale of said railroad, the amount of money the city will receive should the result of said suit be decided favorably to the city and the expenses thereof.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly—11.

Nays—Aid. Barron, Hart—2.

By Ald. Kelly—Resolved, That in justice to this Common Council, the Citizens' Committee, so-called, consisting of Messrs. D. W. Powers, Patrick Barry and James E. Booth, to whom was referred the case of George D. Lord vs. the City of Rochester with power to defend and bring suit, should report to this Council the state of that case, accompanied also with the advice of said Committee as to the practicability of the further continuance or the discontinuance of said suit. And the clerk of this Council is directed to send to each member of said Citizens' Committee a copy of this resolution, with the respectful request that such report expose and advise to be presented to this Council at its next meeting.

Ald. L. M. Otis moved that the resolution of Ald. Kelly be indefinitely postponed.

Adopted by the following vote:

Ayes—Ald. Barron, Westbury, L. M. Otis, Hebing, Wickens, Edelman, Weaver, Hart—8.
Nays—Ald. Tracy, Ira L. Otis, Chambers, Walbridge, Kelly—5.

Ald. Weaver moved that the following places be designated and fixed as the polling places in and for the 14th ward, viz:

1st dist. 14th ward—Building of John Quin, northeast corner North avenue and Delevan street.

2d dist. 14th ward—Building of John G. Scherriele, 43 North avenue. Adopted.

Ald. Chambers presented the petition of Henry E. White for permission to erect a wood building and moved its reference to the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Ira L. Otis—Whereas, Lots Nos. 14, 15, 16 of the Davis & Whitley tract, Clifford street, Thirteenth Ward, were assessed for Clifford street walk No. 1885 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 29, 1881, 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 \$6.49-100 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., January 29th, 1881.

A. C. McGlachlin, 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 1880 to Joseph Schutte, viz: Lot No. 14, C. A. Davis and J. Whitley subdivision, Thomas tract, south side of Clifford street, Thirteenth Ward, 37 feet front, 35 feet rear, and 64 feet deep, and that the owner of said property should pay as his portion of tax for Clifford street walk the sum of \$6.49-100, 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.

CITY TREASURER'S OFFICE,

Rochester, N. Y., Feb. 1st, 1881.

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots Nos. 14, 15 and 36 of the Davis & Whitley Tract, Clifford street, 15th Ward, was assessed for Clifford street widening No. 1867, 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. 29th, 1881, 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 \$18.84-100 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Jan. 29, 1881.

A. C. McGlachlin, 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 1880 to Joseph Schutte, viz.: Lot No. 14 C. A. Davis and J. Whitley subdivision Thomas Tract, south side of Clifford street, 15th Ward, 37 feet front, 35 feet rear and 64 feet deep, and that the owner of said property should pay as his portion of tax for Clifford street widening the sum of \$18.84-100, 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., Feb. 1st, 1881.

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots Nos. 219, 320 of the Cornhill tract, Tremont street, 8th Ward, was assessed for Tremont street walk, No. 1,884, 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 February 1, 1881, 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 \$15.69, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Feb. 1, 1881.

A. C. McGlachlin, 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 1880 to Sarah A. Dickson, viz.:

Lot No. 220, Cornhill tract, north side of Tremont street, Eighth Ward, 50 feet front, 50 feet rear, and 135 feet deep, and that the owner of said property should pay as his portion of tax for Tremont street walk, No. 1884, the sum of \$15.69, 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,
AUG. V. KOETH,
WM. MAHAR,

Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Feb. 2d, 1881.

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot No. 41 of the Whitney tract, Orchard street, Eleventh Ward, was assessed for Orchard street pipe sewer No. 2, 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 4th, 1881, 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 \$23.06, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Jan. 4th, 1880.

A. C. McGlachlin, 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 1880, to Gustavus Rau, viz: N. P. Lot No. 41, Whitney tract, east side of Orchard st., 11th Ward, 53 feet front, 53 feet rear, and 264 feet deep, and that the owner of said property should pay as his portion of tax for Orchard st. pipe sewer No. 2, the sum of \$23.06, 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., Jan. 5th, 1881.

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lot No. 41, of the Whitney tract, Orchard street, 11th Ward, was assessed for Saxton street sewer, No. 1,215, 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 4th, 1881, 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 \$1.05, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE, }
ROCHESTER, N. Y., January 4th, 1881. }

A. C. McGlachlin, 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 1880 to Gustavus Rau, viz:

North part of Lot No. 41, Whitney tract, east side of Orchard street, 11th Ward, 33 feet front, 33 feet rear, and 264 feet deep, and that the owner of said property should pay as his portion of Saxton street sewer tax the sum of \$1.05, 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., Feb. 5th, 1881. }

(A true copy.) A. C. McGLACHLIN, Treasurer

By Alderman Ira L. Otis—Whereas, Lots Nos 28, 36, of the Greig tract, Fr st venu, Eighth Ward, was assessed for General City Tax, 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 5th, 1881, 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 \$36.34, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE, }
ROCHESTER, N. Y., Jan. 5, 1881. }

A. C. McGlachlin, Treasurer:

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to the City Bank of Rochester, viz.: Lots Nos. 28, 29, 30, and 31, Sec B, Greig tract, north side of Frost avenue, Eighth Ward, 264 feet front, 264 feet rear, and 141 feet deep, and that the owners of said property should pay as their portion of General City Tax for 1878, the sum of \$36.34, 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,
AUG. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Feb. 7, 1881. }

(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, Lots Nos. 28 and 36 of the Greig Tract, 8th ward, Frost avenue, was assessed for General City Tax for 1874, 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 5th, 1881, 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.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE, }
ROCHESTER, N. Y., Jan. 5, 1881. }

A. G. McGlachlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the General City Tax for the year 1881 to the City Bank of Rochester, viz:

Lots Nos. 28, 29, 30 and 31, Sec. B, Greig Tract, north side of Frost avenue, 8th ward, 264 feet front, 264 feet rear, and 141 deep, and that the owners of said property should pay as their portion of General City Tax for 1874 the sum of \$16.45 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,
A. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE, }
ROCHESTER, Feb. 7, 1881. }

A true copy.

A. C. McGLACHLIN, Treasurer.
By Ald. Ira A. L. Otis—Whereas, Lot No. 2 of the Bush and King Tract, Buffalo street, Eighth Ward, was assessed for Buffalo street and Chili road improvement 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. 4th, 1881, 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 \$29.21-00 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE, }
ROCHESTER, N. Y., Jan. 4th, 1881. }

A. C. McGlachlin, 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 1880, to H. Austin Brewster, viz:

North part lot No. 2, subdivision of lots 1, 2, 3, 4 and 5, Bush and King Tract, north side of West avenue, Eighth Ward, 13 feet front and 19 feet rear, and 63 feet deep, and that the owner of said property should pay as his portion of tax for Buffalo street and Chili road improvement the sum of \$29.24, 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., Feb. 7th, 1881. }

(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, lot No. 2 of the Bush & King tract, Buffalo street, Eighth Ward, was assessed for Buffalo st. and Chili road improvement, 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 4, 1881, 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 \$49.48, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE, }
ROCHESTER, N. Y., Jan. 4, 1881. }

A. C. McGlachlin, 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 1880 to James Peart, viz:

E. pt. lot No. 2, corner Canal subn of 1 to 1, 2, 3, 4 and 5, Bush & King tract, north side of West avenue, Eighth Ward, 22 feet front, 41 feet rear, and 63 feet deep, and that the owner of said property should pay as his portion of tax for Buffalo st. and Chili road improvement the sum of \$49.48, 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,
AUG. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Feb. 7, 1881. }

(A true copy.) A. G. McGLACHLIN, Treasurer.

By Alderman Ira L. Otis—Whereas, Lot No. 3 of the Bush and King tract, Buffalo street, Eighth ward, was assessed for Buffalo street and Chili Road improvement, 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 February 4th 1881, 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 \$16.21 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Feb. 4th, 1881. }

A. C. McGlachlin, 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 1880, to Franklin Adsit, viz: E. part of lot No. 4 sub-division of Lots 1, 2, 3, 4 and 5 Bush and King tract, north side of West avenue, Eleventh ward, 7 feet front, 7 feet rear, and 63 feet deep, and that the owner of said property should pay as his portion of Tax for Buffalo street and Chili Road improvement, the sum of \$16.21, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon above described land.

(Signed) D. MCKAY,
AUGUSTUS M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
Rochester, Feb. 7th, 1881. }

(A true copy.) A. C. MCGLACHLIN, Treasurer.

By Ald. Ira L. Otis—Whereas, lot No. 3 of the Bush & King Tract, Buffalo street, Eleventh Ward, was assessed upon the Buffalo street and Chili road improvement 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. 4, 1881, 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 \$60.20, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 4, 1881. }

A. C. McGlachlin, 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 1881 to H. Austin Brewster, viz: E. part of lot No. 3, sub'n of lots 1, 2, 3, 4 and 5, Bush & King Tract, north sides of West avenue, Eleventh Ward, 36 feet front, 26 feet rear, and 63 feet deep, and that the owner of said property should pay as his portion of tax for Buffalo street and Chili road improvement the sum of \$60.20, 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., Feb. 7, 1881. }

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

Ald. L. M. Otis moved to reconsider the following resolution, passed June 22d, 1880.

"Resolved, That the Treasurer receive of Henry Harrison the taxes for the years 1876 and 1877, with 7 per cent. interest, on lots 252, 253 and 254, north side of Jay st., and cancel the same." Adopted.

Ald. L. M. Otis then moved to indefinitely postpone the resolution. Adopted.

By Ald. L. M. Otis—Resolved, That the Executive Board be and they are hereby directed to place a fire alarm telegraph box at the corner of East Main and Goodman sts., and charge the expense to the Fire Department fund.

Ald. Hart moved to refer the resolution to the Executive Board. Adopted.

By Ald. Barron—

To the Honorable Common Council of the City of Rochester:

The undersigned residents of the Second Ward or formerly residing in that ward, do certify of their own knowledge that the lot upon which stands the building known as old No. 5 school house was bought and paid for and the school house erected and paid for, by the people then residing in the said Second Ward, and without cost or expense to the city of Rochester, and that the said school house was built

and occupied as a school prior to the establishment of the Board of Education.

ORRIN HARRIS,
GEORGE B. HARRIS,
W. E. HASSAN,
GEORGE ARNOLD,
ROBERT PERRINE,
MARTIN BRIGGS,
DANIEL PENNY,
DANIEL LEARY,
LEWIS SELYE,
HUGH BRADLEY.

In view of the necessity for a carpenter shop for the Board of Education and of a place for the people of the ward to meet, I think the wisest disposition to be made of this old No. 5 school property, is to retain the property in the name of the city, to be used as laid down in the diagram herewith presented.

A. L. MABBETT, Supt.

By Ald. Barron—

Whereas, The property known as old No. 5 school house, situate on Center street, was originally bought and paid for by residents of the Second Ward, and the same was by them turned over to the Board of Education for school purposes unincumbered by debt;

And whereas, The said property has been abandoned for school purposes by said Board of Education;

And whereas, The said property is now used partly for workshop and storage by the Board of Education and partly for the purpose of meetings of the citizens of the Second Ward; therefore,

Resolved, That the Board of Education be requested to retain said property for the purposes above named,

Ald. Barron moved to table until the next meeting. Adopted.

Ald. Barron presented the petition of A. W. Pond for the remission of interest on taxes and moved that the prayer of the petition be granted. Adopted.

Ald. L. M. Otis moved to reconsider Ald. Barron's motion.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Ira L. Otis, Chambers, Walbridge, Edelman, Weaver, Kelly, Hart—10.

Nays—Ald. Barron, Wickens—2.

Ald. Hart moved to refer the petition to the Assessment Committee. Adopted.

By Ald. Kelly—Resolved, That the Citizen's Committee consisting of Messrs. D. W. Powers, J. E. Booth and Patrick Barrv, who were asked to defend the city's interest in the Geo. D. Lord suit be respectfully requested to report to this board at its next meeting the status of said suit and give their advice as to the advisability of its settlement or further defence. Adopted.

By Ald. Barron—Resolved, That the Land League of this city be granted the use of the City Hall for a meeting at such time as they elect. Adopted.

By Ald. Barron—Resolved, That the City Clerk be directed to notify the member of Assembly from this city, and the Senator from this district, not to present any measure changing the city charter without the advice and consent of this Council.

Ald. Tracy moved the following as a substitute.

Resolved, That the Member of Assembly from this City and the Senator from this District be requested not to urge the passage of any amendment to the City Charter without it first having met with the approval of the Common Council.

Adopted by the following vote:

Ayes—Ald. Tracy, Westbury, L. M. Otis, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Kelly, Hart.—11.

Nays—Ald. Barron—1.

Ald. Chambers moved to adjourn. Adopted.

FRANCIS J. IRWIN,
City Clerk, pro tem.

In Common Council, Feb. 22, 1881.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. L. M. Otis moved that City Messenger F. J. Irwin act as City Clerk pro tem.

Adopted.
The minutes of the previous meeting were approved as published in the book of proceedings.

Ald Ira L. Otis asked unanimous consent (which was granted) to call up Oak street re-assessment.

By Ald. Ira L. Otis—Resolved, That the City Treasurer be and is hereby instructed to receive from those who have been and should be assessed for Oak street improvement, the amount of their unpaid assessment, after adjusting those amounts to correspond with an assessment including all omitted territory in the original assessment, and upon such payment from each of said delinquent tax payers of their respective assessment, to discharge said tax as against this said property and charge deficiency to erroneous assessments.

Ald. Fee moved to table until the next meeting. Adopted.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

Ald. Westbury presented the petition of C. F. Smith for permission to move a barn.

Referred to Wood Building Committee and Fire Marshal.

Ald. Westbury presented a bill of E. H. Cook & Co., for trimming the arch over Main street and moved its reference to the special committee on dedication of firemen's monument. Adopted.

Ald. L. M. Otis presented a petition of Geo. E. Curtice and moved that the City Treasurer be directed to cancel the tax on lots 2 and 3, section J., Johnson & Seymour tract, Water street, assessed to Geo. E. Curtice for recovering race on Water street.

Adopted.

By Ald. L. M. Otis, bills of—
Citizens' Gas Co., lighting and care of lamps for Feb. \$2,612 50
Rochester Gas Co., lighting and care of lamps for Feb. 2,055 33
Louis H. Miller & Co., care of lamps for Feb. 879 80
Geo. W. Connolly, repairing tops. 25 69
Critchell & Irwin. 110 72

Referred to the Lamp Committee.
Ald. Fee presented the petition of Michael Krause for remission of interest. Referred to the Assessment Committee.

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

The undersigned, citizens of Rochester, composing the committee having in charge the suit prosecuted by George D. Lord, against the city of Rochester, acknowledge the receipt of a resolution of your honorable body, purporting to be passed on motion of Ald. Kelly, requesting a report from your committee as to "the status of said suit" and "their advice as to the advisability of its settlement or further defense." They respectfully make the following response to the resolution:

The claims made by George D. Lord in that suit are stated in a communication addressed by him to the common council on the 14th of November, 1876, and which was referred to the law committee who made their report on the 28th of November,

1876, which was accepted, adopted and published. These papers will be found in the published record of your proceedings at the date mentioned, and do not require repetition. They are respectfully referred to for the information of your honorable body. The aggregate amount of the claims is \$600,388,97. The common council then offered as an act of precaution and peace \$30,000, to be accepted in full satisfaction. Mr. Lord did not accept the offer. This offer has been repeated in such formal manner that a recovery by Mr. Lord for a less sum would subject him to costs.

It is known to your honorable body that the suit to recover those claims was referred to and tried before the Hon. Henry A. Foster, Hiram Gray and Charles Mason, three gentlemen eminent for their legal experience, and all of them ex-judges of the court of appeals. They ordered judgment in favor of the city. One of them, the Hon. Hiram Gray, wrote an opinion, which is published, placing his decision on the grounds that the only contract which the water commissioners had authority to make had never been performed at all; that a subsequent contract which relieved Mr. Lord from obligations to lay 4,000,000 of hard burned brick in good water lime cement at one dollar per 1,000, and which would have involved a loss to him of nearly \$40,000, and which subsequent contract permitted him to substitute wrought iron pipe at a profit of \$30,000, was wholly unauthorized. The concluding part of that opinion is reproduced here as follows:

"I am constrained to believe that the proposals bore on their face unmistakable evidence that the brick could not be furnished as proposed without loss, to which the party proposing did not intend to submit; that the offer was in bad faith, and that the acceptance of it, as well as the contract and its modifications, which ensued was the result of the want of ordinary care, or negligence on the part of commissioners amounting to a fraud upon the city; and for this reason, as well as upon the grounds above stated, I am of opinion that the plaintiff is not entitled to recover."

The judgment entered on the report of these eminent and respected referees was reversed by the concurrent action of the honorable justices of the supreme court to wit: Talcott and Hardin, the latter of whom wrote the prevailing opinion. The honorable Justice James C. Smith dissented, and in an opinion pronounced by him expressly adopted the opinion of Judge Gray, that the contract substituting wrought iron pipe for hard burned brick was unauthorized by law. And in the prevailing opinion of the honorable Justice Hardin (which was published and may be found in the Rochester Evening Express of October 30, 1880,) it is stated that "the referees have found that the water commissioners turned over a balance (\$2,879.16) of the water works funds in their hands, and that such sum has not been expended we need not determine on this appeal what recovery the plaintiff may be entitled to beyond the sum so turned over to and received by the city."

Justice Hardin also adds: "We do not pass upon the averments and arguments in respect to the alleged fraudulent acts of the plaintiff in respect to the execution of the work," nor "the extent of the plaintiff's right to recover."

Thus the city stands advised that it has been defrauded by Mr. Lord, as established by the facts which are proved. No one of the five eminent lawyers and judges by whom these facts have been examined dissents from that advice. Your committee believe it is established by the proofs, which Mr. Lord cannot change, and thus far has not attempted to change, that the damages inflicted on the city by the alleged frauds exceed \$200,000. But the trial of the case before Charles Sedgwick as referee was commenced on the 16th instant, and will be resumed during the present week. That trial will bring out the facts anew which were proved on the former trial and any others which are pertinent to the case.

Your committee think it would be indelicate in this juncture to state in full their reasons for the conclusions which they reached long ago, and still entertain that it is not advisable to make any set-

tlement with Mr. Lord, nor to desist from the defence which they are supervising, until the court of appeals shall finally determine that the judgment of Justices Talcott and Hardin is better than the judgment of Judges Foster, Gray, Mason and Justice James C. Smith; to which, with becoming deference and humility, they superadd their own deliberate judgment.

All of which is respectfully submitted,

D. W. POWERS,
JAMES E. BOOTH,
PATRICK BARRY.

Rochester, February 21, 1881.

Ordered received, filed published.

By Ald. Hebing—

ROCHESTER, N. Y., February 21, 1881.

To the Common Council of the City of Rochester: The undersigned, citizens of Rochester, composing the committee having in charge the several suits known as the State Line railroad suits, acknowledge the receipt of a resolution of your honorable body, passed at your meeting held on the 8th inst., requesting a report, etc., and respectfully respond thereto.

Both suits have been tried; one of them before ex-Justice Rumsey, and the other, known as the suit for the recovery of \$115,000 of unpaid coupons, before Justice Macomber. The city has been beaten in both actions.

In the first action, judgment for costs was entered against the city on the 19th of October, 1880, amounting in the aggregate to \$1,494.85, and in the second action judgment for cost was entered against the city on the 5th of February, 1881, for \$120.86. These judgments are unpaid.

The committee have directed the counsel employed by them in behalf of the city to appeal from both judgments to the supreme court, and the appeals are now in progress and operate to stay the collection of the adjudged costs.

Owing to the crowded state of the calendars of the courts, it is not improbable that a delay of two years will intervene before these appeals can be reached and heard in their order.

It has been made publicly known, and is understood by the common council, that the first action was founded on an opinion given by the Hon. James L. Angle and the late James C. Cochrane, to your honorable body, that 6,000 shares of stock of the State Line railroad company, which had been tendered to the city, was not "fully paid up," and that the city should not accept it for the equal amount of the company's bonds which had been received by Messrs. Taylor, Waterman and Leighton. It seemed to follow, that the city was entitled to payment therefor as a creditor from the railway company, it being the beneficiary of the proceeds of the bonds and a party to the contract, having the exclusive power to issue stock, and having also by a subsequent contract with Taylor assumed to discharge his obligations to the city. In that view, certain holders of stock, not fully paid up, as decided by Messrs. Angle and Cochrane, were made parties and called on, to pay such sums on their stock, remaining unpaid, as would suffice to reimburse the city. The contractor and his sureties, were also made parties to that action as also liable to reimburse the city for the railroad bonds belonging to the city which had come to their hands.

Justice Rumsey decided, that the stock was in effect "fully paid up," but that the contract to sell the bonds for the stock, violated the constitution of the state and was void. Whether the city could reclaim the bonds or recover their value from the parties to the void contract, he expressly declined to decide, holding that such questions required another forum and a jury trial; and he explicitly included in the judgment pronounced by him, a reservation that it was without prejudice to the rights of the city, in any other action or proceeding.

Your committee delayed an appeal from that judgment until the trial of the action for \$115,000 of unpaid coupons before Justice Macomber.

Your committee confidently anticipated success for the city in that action.

These coupons were actually cut off from the bonds at the time of the execution of the contract with Taylor.

The equal exchange of \$600,000 of stock for \$600,000 of bonds as expressed in the contract, could only be made by cutting them off, except by resorting to the solecism that \$600,000 of bonds—plus \$115,000 of coupons, was equal in amount to \$600,000 of stock. The coupons were at the same time given to the railroad company to be cancelled without payment or satisfaction, and so they remain to this day.

It seemed to your committee, that the judgment of Justice Rumsey, deciding that the contract to sell the bonds for stock was unconstitutional and void (the constitution also prohibits the city from giving them away), conclusively established the right of the city to reclaim these coupons, and they think so still. Nevertheless, Justice Macomber adjudged, that the city could not reclaim them, and rested his decision mainly on an argument, supposed to be derived from the decision of Justice Rumsey, that the last named judge had so decided, despite his express statement, that he did not assume to decide such question, but left the city without prejudice to its rights in any other action or proceeding.

The inference is inevitable, if Justice Macomber is right, then Justice Rumsey was wrong; and ought to have retained and expressly decided the large pecuniary questions and interests of the city which he reserved.

If Justice Rumsey had lawful right to reserve those questions, then the inference would seem to be inevitable that Justice Macomber was wrong, and that the judgment pronounced by him will be reversed on appeal.

Meanwhile the trustee of the mortgage executed to secure the railway bonds and coupons, has for closed the mortgage so far as it embraced the bonds and the coupons which matured after the 1st of January, 1880; but the proceedings in the suit expressly omit the coupons which matured previous to January, 1880. They omit, therefore, the \$115,000 of unpaid coupons belonging to the city, which became due and payable previous to January, 1877.

The attention of counsel who conducted the foreclosure proceedings, has been called to the claims made upon these and other unpaid coupons which became due previous to 1880, and proceedings have been initiated in that action, to take proof of such outstanding claims and coupons, in which your committee have intended to present and establish the rights of the city. In these proceedings it may become practicable to introduce the judgment pronounced by Justice Macomber, and the fact that an appeal has been taken therefrom; that judgment refers to, and incorporates the whole record of the proceedings and judgment in the action tried by Justice Rumsey. Should the city fail to get adequate reimbursement for the coupons in these proceedings, your committee propose to take an appeal to the supreme court, in which as they hope, a speedy review of all the questions in the case may be had. Such an appeal, by the practice of the court, will be heard in its due order before cases on the general calendar of the court are reached.

The amount which may be recovered for the coupons, should the city ultimately prevail cannot fall below twenty three per cent. of the principal sum of \$115,000. The foregoing statement discloses, that a reasonable expectation may be entertained, that the whole sum with the interest thereon may be recovered.

The amount which may be recovered for the bonds, should the city ultimately prevail, would be their value at the time of their unlawful conversion, with interest thereon, to the time of recovery.

There will also remain, for trial and adjudication the liability to the city of Messrs. Taylor, Waterman and Leighton on their bond for \$200,000 of liquidated damages, by reason of their failure to complete the railroad by the first day of July, 1877. It is notorious and undisputed that the condition of that bond was broken.

Your resolution of inquiry also calls for a statement of the "expenses," to which the city will be subjected, should the suits "be decided favorably to the city."

In that contingency, the city would be subjected to no expenses whatever, because they would be defrayed out of the amount recovered. But the committee assume that the spirit of the resolution, calls for a further statement in relation to costs and expenses which they now present.

In view of the doubts and hazard and magnitude of the litigation, in question, your committee have made a written agreement with the counsel employed by them, that the city shall be charged by them for their services in the two suits now pending, the sum of \$75 in each suit for preparing and making the appeal and the proceedings incident thereto, and for argument in the supreme court, the further sum of \$150 in each suit. There must also be added certain actual expenses, such as printing and the like, which will be small in amount and cannot be exactly anticipated.

A like rate of compensation has been fixed for services of counsel in the court of appeals, should the suits be taken before that court.

In addition to these specified amounts your committee has agreed that the counsel shall receive a further contingent compensation equal to fifteen per cent. of the sum which may be recovered for the city by judgment or on settlement.

Your committee have felt it to be just to your honorable body, and to their fellow citizens, whom you represent, to make the full explanations contained in this report, in response to your resolution of inquiry, and they gladly avail themselves of the opportunity, in view of the further report and recommendations which they now proceed to supplement.

Your committee are personally identified with the city of Rochester. They have large interests involved in the welfare and prosperity of the city—in common with their fellow citizens, they bear the weight of municipal taxation. They earnestly share in the public desire that the State Line railroad shall be successful and prosperous, and incidentally contribute to the interests of the city at large. At the same time, they see this large property, fully equipped and in operation, which has absorbed \$600,000 got by taxation of the city, and \$550,000 got by taxation of the towns, turned over to a new corporation for the sum of \$600,000. They have felt that the law ought to afford, and would ultimately afford to the city, some amount by way of reimbursement. But the way to obtain it is long and wearisome, and is seriously impeded by the adverse judgments above referred to. Your committee have not failed to observe popular uneasiness at the prospect of prolonged litigation, in which the members of your honorable body have participated, as shown by your votes, 8 to 8, to discontinue the suits without any compensation. Fear has been felt that such prolonged litigation would tend to hinder the new corporation just organized in the successful use of the State Line railroad. Unquestionably prolonged litigation will have that tendency; so that in a city of 90,000 people the aggregated incidental disadvantages may exceed the largest sum which may ultimately be recovered.

Influenced by these considerations, your committee have favorably received a proposal to discontinue all further litigation, and to assign and transfer all the claims of the city connected with the State Line railroad, including the railroad bonds and coupons, and railroad stock, and damages for non-performance of the contract for construction of the railroad and non-delivery of the stock, to the gentlemen connected with the new corporation, for a sum of money which will repay to the city the counsel fees paid to Messrs. Angell and Cochrane for their opinions, the expenses of the litigation already paid in the prosecution of the two suits referred to, amounting to \$3,500, and which will also pay the judgments for costs recovered in those suits against the city now unpaid, and will also pay the further costs and contingent fee which your committee have agreed to pay to the counsel employed by them (one-third of which con-

tingent fee their counsel consents to remit), and will also restore to the city treasury a further sum not less than \$10,000.

The exact sum which your committee have required to meet these conditions is \$17,500; and they respectfully recommend to your honorable body to pass a resolution instructing your committee to settle and adjust the whole subject matter, and execute an assignment and transfer of the claims of the city in question on the terms stated in this report. All of which is respectfully submitted.

HENRY HEBING,
JAMES E. BOOTH,
PATRICK BARRY,
D. W. POWERS.

Ordered received, filed and published.

Ry Ald. Hebing—

Resolved, That the committee appointed by this board, consisting of Ald. Henry Hebing and citizens Patrick Barry, James E. Booth and D. W. Powers, having in charge the several suits known as the State Line railroad suits, prosecuted by the city of Rochester, be and are hereby instructed and authorized to settle and adjust the whole subject matter of those suits on the terms stated and recommended by them in their report to this body, and to receive the sum of \$17,500 as the consideration of such settlement, and after paying these from the judgments for costs recovered in those suits against the city and the costs and expenses incurred by them in behalf of the city, then to pay the remainder of said sum, which shall not be less than \$13,800 into the city treasury, and credit contingent fund. And as a means to such settlement and adjustment they are hereby authorized and instructed, on receipt of said sum of \$17,500 from Walston H. Brown, Henry F. Shoemaker and Henry A. Taylor, to execute to them, in the name and for the said city of Rochester, a transfer and assignment of all the claims of the said city connected with the said State Line railroad and railroad company, including the claims arising out of the railroad bonds of said company held by said city, and coupons which were attached thereto, and the claims to take or receive the stock of said company, and for damages for the non-performance of the contract for construction of the said railroad and non-delivery of the stock of said company as provided in a certain contract heretofore made between said city and said Henry A. Taylor. But the instrument by which such assignment is made shall expressly provide that it is made without any recourse or right of reclamation or indemnity against said city for any matter or cause whatsoever arising out of such assignment or the subject matter thereof.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Hebing presented the petition of Frank Croston for permission to erect a wood building, and moved that permission be granted. Adopted.

Ald. Chambers presented the petition of Richard Tanner for permission to erect a wood building.

Referred to the Wood Building Committee.

Ald. Chambers presented petitions for water pipe in Magnolia and Cottage streets and Hunter street.

Referred to the Water Works Committee and Executive Board.

By Ald. Mandeville—Bills of

Cutting & Cooney, blacksmithing.....	\$ 7 50
Robins, Willis & Co., wood.....	5 00
A. K. Tower, lamp for court room.....	6 35
D. Earl, labor and material, City Hall.....	193 60

Referred to the City Property Committee.

Ald. Felsing presented a petition for water mains in Wilder street.

Referred to the Water Works Committee and Executive Board.

Ald. Felsing presented the petition of Henry Huber for permission to erect a wood building. Referred to the Wood Building Committee.
 Ald. Edelman presented the petition of Frank H. Foery for permission to erect a wood building. Referred to the Wood Building Committee.

By Ald. Edelman—
 OFFICE OF THE EXECUTIVE BOARD,
 ROCHESTER, Feb. 21, 1881.

To the Common Council:

A tax for plank walk was levied on property on Weeger street, belonging to Joachim Boehme in 1874. Under the ordinance only a part of the walk was built by the contractor, the balance having been constructed by the owners of property. Among others the walk in front of the Boehme premises was built by the owner, as is now claimed, but through some oversight or error of the City Surveyor of that time, the assessment was levied against Boehme and is now on the roll and is about to be collected by the Treasurer. On inquiry of the contractor and people who live on Weeger street it appears that Boehme did build his walk and is therefore entitled to the relief extended in such cases by your Honorable body.

Respectfully, THOS. J. NEVILLE, Clerk.

By Ald. Edelman—Resolved, That the City Treasurer be directed to cancel the tax against Joachim Boehme for Weeger street plank walk and charge the same to Erroneous Assessment Account. Adopted.

By Ald. Weaver—Bills of:

Jacob Howe & Son, bread.....	\$ 72 30
Christian Jongjohann, bread.....	87 27
Brewster, Gordon & Co., groceries.....	111 34
Smith, Perkins & Co., groceries.....	12 49
Adam Vogel, meat.....	25 00
William Emerson, ice.....	9 50
J. H. Pool, flour and meal.....	213 39
S. Wheeler, rent.....	8 00
Haskins & Smith, medical supplies.....	25 50

Referred to the Poor Committee.

Ald. Weaver presented the petition of Edwin Veeder for permission to erect a wood building and moved that permission be granted. Adopted.

By Ald. I. L. Otis—Bills of

J. K. Post & Co., copying ink, Surveyor.....	\$1 25
M. Heavy, hack hire.....	2 00

Referred to the Contingent Expense Committee.

By Ald. Hart—
 ROCHESTER CITY & BRIGHTON R.R. Co.,
 ROCHESTER, N. Y., Feb. 22, 1881.

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

GENTLEMEN: The resolution passed granting the privilege to the Rochester City & Brighton R.R. Co. to lay a single track in Park avenue, from Alexander street to Goodman street, without a switch, would not enable the company to run cars without too great an interval of time between them. A modification is requested, permitting the company to place a switch at or near Meigs street.

Respectfully,

C. B. WOODWORTH, Treasurer.

By Ald. Hart—Resolved, That the Rochester City & Brighton R.R. Co. be and is hereby granted permission to lay a switch between Alexander street and Goodman street on Park avenue, commencing at Meigs street and running east; also to lay double tracks on Park avenue from Goodman street to avenue B, Vick Park.

Ald. Weaver moved to amend by adding "in front of Mr. Jeffrey's premises." Accepted by Ald. Hart. The resolution was then adopted.

Ald. Hart presented petition for a sewer in Bay street. Referred to the Improvement Committee.

Ald. Hart presented a petition for the sprinkling of East avenue. Referred to the Improvement Committee.

Ald. Hart presented the petition of Victor Standing for remission of taxes. Referred to the Assessment Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Hart, from the Contingent Expense Committee; Ald. Weaver, from the Poor Committee; Ald. Mandeville, from the City Property Committee; Ald. L. M. Otis, from the Lamp Committee, reported favorably on various bills referred to their respective committees and referred them to the Finance Committee for payment.

By Ald. Edelman—Resolved, That R. H. Miller, Bennett Weiss, Christian Amborn, and H. E. White have permission to erect wooden buildings in accordance with their several petitions under the direction of the wood building committee and Fire Marshal. Adopted.

Ald. Hebing from the Law Committee reported adversely on the bill of Alvin Block.

The City Attorney was heard on the subject. Ald. Edelman moved that the bill of Alvin Block be paid.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Fee, Chambers, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—11.

Nays—Ald. Westbury, L. M. Otis, Hebing, Walbridge—4.

By Ald. Wickens, bills of—

John H. Mason, burying dead animals.....	\$ 8 00
Ernest Hart, printing.....	6 00
.....	8 50
John O'Rourke, board of horse, Jan. and Feb.....	36 00
Frank X. Massey, hack hire.....	3 00
M. Huntington, oil.....	1 50

Referred to the Finance Committee for payment.

By Ald. Mandeville—

Gentlemen of the Common Council:

The City Property Committee to whom was referred the communication of the Executive Board with reference to the leasing of the land lying south of Mt. Hope Reservoir, would respectfully report, that said property consists of of 22 90-100 acres of land about half of which is available for cultivation, the balance being swampy and available only for pasture. That they consider the price offered for the use of said land by Robert Mann, until the 1st of Jan., 1882, viz.: two hundred dollars, to be a fair one for the city and would recommend that the Executive Board be authorized to execute a lease for the same at that sum.

W. MANDEVILLE,
 P. WICKENS,
 HENRY HEBING,
 Committee.

Ald. L. M. Otis moved to strike out "Executive Board" and insert "Mavor." Accepted by Ald. Mandeville.

Ald. L. M. Otis moved that the amount received for rent of land be paid to the City Treasurer and credited to the City Property Fund.

Accepted by Ald. Mandeville. The report was then adopted.

Ald. L. M. Otis moved that the bill of A. Block be placed upon the finance budget. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Feb. 22, 1881.

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

CONTINGENT FUND.

J. C. Moore, blank books and binding.....	\$ 297 25
M. Huntington, frame and glass, Surveyor's office.....	9 38
S. A. Mann, cotton cloth, Surveyor's office.....	7 22
W. I. Hanford, serving notices.....	4 58
C. E. Morris, stationery.....	97 93
Steele & Avery, stationery.....	17 43
Lunch for Council.....	10 00
Alvin Block, services.....	459 00
And charge that Fund.	

POOR DEPARTMENT FUND.

Hoffman & Mayer, burials.....	\$ 102 50
A. Mudge.....	85 00
H. A. Richmond, groceries.....	14 00
J. M. Turner.....	11 25
A. H. Cork.....	10 75
A. Vogel, meat.....	45 25
John Fischer.....	50 00
W. & J. M. Alkenhead, candles.....	60 62
Fred'k Daininger, bread.....	114 73
A. Hefner.....	30 69
Lewis & Co., transportation.....	52 47
Sargeant & Greenleaf, locks.....	1 30
P. W. Taylor, disbursements.....	95 11
And charge that fund.	

LAMP DEPARTMENT FUND.

Geo. W. Conolly, rep. lamp tops.....	\$ 40 50
M. Huntington, glass.....	75 30
And charge that fund.	

CITY PROPERTY FUND.

F. J. Irwin, monthly cleaning.....	\$ 64 20
D. Earl, labor and material.....	193 60
And charge that fund.	

POLICE DEPARTMENT FUND.

B. Frank Enos, expenses for January.....	\$ 56 77
And charge that Fund.	

**EXECUTIVE BOARD, OF THE CITY OF ROCHESTER,
ROCHESTER, N. Y., Feb. 21, 1881.**

To the Common Council:

The accompanying bills and estimates having been duly audited, examined and settled by this Board, are respectfully referred to your honorable board for payment, as provided in Sec. 148 of the City Charter. Respectfully submitted,

THOMAS J. NEVILLE,
Clerk of Executive Board.

Street Department—Highway Fund.

Mrs George D Lord, rent of stable.....	\$ 20 00
George Eibs, ice.....	6 00
J Nelson Tubbs, sleigh.....	40 00
M Dubelbeiss, carrots.....	8 10
S Golden, hay.....	26 37
	\$100 47

Water Works Department—Water Pipe Fund.

R D Wood & Co. pipe for Holly extension.....	\$ 253 58
--	-----------

Water Works Department—Water Works Fund.

Scrantom & Wetmore, stat onery.....	\$ 42 72
George Bernhard, cancelling stamp.....	14 00
F McKenna, washing towels.....	6 00
Bell Telephone Co, rent of instruments.....	80 40
Sherlock & Sloan, pipe and fittings.....	91 07
O H Fisher, wood.....	24 20
Rochester Axle Co, axle boxes.....	1 50
Goodale & Sties, supplies.....	4 82
Samuel Moulson, tallow.....	90
S B Stuart & Co, coal.....	172 01
	\$437 23

Fire Department—Fire Department Fund.

Monthly pay roll.....	\$2,34 84
George Commons, hire of horses.....	22 00
Sherlock & Sloan, fittings and labor.....	3 50
Peter Votz, ringing fire alarms.....	103 75
Samuel Moulson, soap.....	6 27
L G Tillotson & Co, telegraph supplies.....	78 50
Samuel Golden, hay.....	21 42
	\$2,532 28

Salaries of Board—Salary and Expense Fund.

F. P. Kavanagh, salary for February.....	\$166 67
E. C. Lauer, Jr., salary for February.....	166 67
Jacob Gerling, salary for February.....	166 66
	\$500 00

Street Sprinkling Ordinances—Special Funds.

Street Department, for new hydrants, repairs and expenses, charged on following named funds:	
Union Street Sprinkling, Ord. No. 2098.....	\$ 13 43
Spring st.,.....	20 66
Park ave.,.....	2100 13 60

Meigs st.,.....	2101 15 81
Front st.,.....	2102 74 46
State st.,.....	2103 9 87
Lake ave.,.....	2104 177 96
Plymouth ave. No. 1,.....	2105 16 58
East ave. No. 1,.....	2106 65 56
East ave. No. 2,.....	2107 31 25
E. and W. Main sts.,.....	2108 29 80
West ave.,.....	2109 201 11
Clinton st.,.....	2110 20 64
State st. & Lake ave.,.....	2112 61 50
S. Washington st.,.....	2113 5 80
Plymouth av., No. 2,.....	2114 5 50
Andrews st.,.....	2115 18 21
Mourue ave.,.....	2116 32 54
Nor h ave.,.....	2117 18 21
N. St. Paul st. No. 1,.....	2120 64 85
N. Clinton st.,.....	2121 5 80
S. St. Paul st.,.....	2122 63 07
Chestnut st.,.....	2123 103 91
N. St. Paul st., No. 2,.....	2124 54 29
E. Main st.,.....	2126 5 74
Allen st.,.....	2131 103 56
N. St. Paul st., No. 3,.....	2133 68 85
Mill st.,.....	2134 58 86

\$1,359 17

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Heblur, Chambers, Walbridge, Mandeville, Felsingher, Wickens, Edelman, Weaver Kelly, Hart—15.

Ald. L. M. Otis presented the petition of Philip H. Curtis for permission to erect a wood building. Referred to Wood Building Committee.

Ald. Barron, from the Charter Amendment Committee, presented the following amendments to the City Charter:

By amending subdivision 2 of section 40 so as to read as follows, viz:

To regulate sextons and undertakers for burying the dead, carmen and their carts, hackney carriages and their drivers, scavengers, porters and chimney sweeps, and street railway corporations and their cars, and their fees and compensation, and to prescribe the fees to be paid by them into the city treasury for license.

By adding to Section 218: "And any person or persons who shall claim damages against said city for injury caused by any alleged negligence, shall not be allowed to tax costs against said city in any action brought therefor, unless the party so claiming damage shall have within fifteen days after the happening of such injury notified the Mayor or City Attorney of the time and location of the place where such injury occurred."

By adding to Sec. 104. The Municipal Court of said city is hereby declared a Court of Record for the purpose of foreclosing the equity of redemption of all lands sold for taxes and bid in to said city as herein provided.

And all actions therefor shall be commenced by the service of a summons in the manner and of the form prescribed in sec. 418 of the code of Civil Procedure, and the proceedings and practice therein shall conform as near as may be to proceedings for the foreclosure of mortgage in the Supreme Court, except as may be herein modified or changed.

And all costs and necessary and actual disbursements shall be allowed, taxed and adjusted by the Clerk of the County of Monroe, and entered into and become a part of the judgment.

And all judgments, rolls and decrees shall be filed, docketed and entered in the clerk's office of the county of Monroe, and such judgments shall have the same force and effect as judgments of the Supreme Court.

And all appeals therefrom shall be to the Supreme Court at General Term in the first instance and in the manner now provided by law.

And the Municipal Court shall acquire jurisdiction in the same manner and to the same extent as other courts of record in actions for the foreclosure of mortgages. But in no action for such foreclosure where judgment is taken by default shall there be costs taxed to exceed five dollars, other than disbursements, except when the amount found due, including interest, shall exceed twenty-five dollars.

When the same costs shall be allowed said last mentioned sum the plaintiff shall be allowed to tax as additional costs at the rate of ten per cent. of the said excess.

In any action where a defense by answer or demurrer shall be interposed the same may be brought to trial by either party on five days' notice.

And the same costs shall be allowed therein to the prevailing party as are now provided for by the Code of Civil Procedure in actions, in the Supreme Court.

And it shall be the duty of the City Attorney after the expiration of the time for redemption, to bring action for the foreclosure of all liens for taxes bid off to said city.

Ald. Barron moved to table, and that the City Clerk cause them to be published five times in one of the daily papers.

Ald. Edelman moved to amend that they be published five times in each of the daily papers.

Accepted by Ald. Barron.

Ald. Hart moved to amend that they be published with the proceedings only. Adopted.

The motion of Ald. Barron as amended was then adopted.

REPORTS OF SPECIAL COMMITTEES.

By Ald. Kelly—

To the Hon. Common Council:

Your Special Committee, to whom was referred the matter of erecting a building for the Protectives, an association organized for the protection of property at fires, would report that it has been attended by a committee from said association, and find, as a matter of safety and caution, that it will be for the best interest of all concerned to procure the passage of a special act of the Legislature for the purpose of procuring a title to the property on which said proposed building is to be erected, and to permit the building thereof, and accordingly report a proposed act to such effect.

J. MILLER KELLY.

L. M. OTIS,

WILLIAM H. TRACY.

Committee.

AN ACT authorizing and empowering the Common Council of the city of Rochester, N. Y., to purchase certain land and premises of the Protectives No. 1, and erect thereon a building for the accommodation of fire apparatus for the extinguishment of fires and protection of property thereat.

SECTION 1. The Common Council of the city of Rochester, N. Y., is hereby authorized and empowered to purchase of the Protectives No. 1 (an association duly incorporated) a certain lot or parcel of land situate on North Fitzhugh street in said city, now occupied by said Protectives No. 1, and to erect thereon as speedily as may be a building in the place and stead of a certain building now situate thereon and in accordance with plans and specifications heretofore adopted by said Protectives No. 1; provided said purchase price and building shall not exceed the sum of twenty thousand dollars. And said Common Council may, whenever it shall deem proper, rescind and convey said premises to said Protectives No. 1.

§ 2. This act shall take effect immediately. Adopted.

Ald. Weaver, from the Special Committee on the claim of R. R. Gay, reported progress and asked for further time. Granted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

OFFICE OF EXECUTIVE BOARD,
Rochester, N. Y., Feb 18, 1881.

To the Hon. the Common Council:

GENTLEMEN—In answer to the resolution of Ald. Hart requesting the executive board to report to the common council the expense of laying water pipe in North Goodman street, from East avenue to College avenue, this board respectfully submits the following:

The extension of the water main in said street will require a pipe twelve inches in diameter and the estimated cost is \$4,400.

This board would suggest the propriety also of taxing up the dead end in College avenue at the same time, which will require the laying of about 400 feet of six inch pipe at an estimated cost of about \$400. The connecting of the College avenue line with the proposed line in Goodman street will make the circulation complete at that point and largely increase the efficiency of the work.

Respectfully submitted,

THOMAS J. NEVILLE, Clerk.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD,
Rochester, Feb. 18, 1881.

To the Honorable the Common Council:

GENTLEMEN—In reply to the resolution of Ald. Part, as amended by Ald. Barron asking the opinion of this Board in reference to the feasibility of placing two steam fire engines in commission, one on each side of the river, we respectfully make the following report: A careful examination and estimate discloses the fact that the putting of two steamers in commission, as contemplated by the resolution of Ald. Hart, will involve a preliminary expenditure of \$2,000 for horses, harness, beds for extra men and for repairs of steamers. The estimated yearly expense of keeping the two steamers in commission is \$8,000, thus making the expense for the first year \$10,000.

This Board is of the opinion that this expense may be avoided without detriment to the efficiency of the fire service.

The lack of efficient pressure at the recent fire at the school house on Monroe avenue, was due first to the fact that a large number of streams were taken from a single main two and one-third miles from the reservoir by the route of the feed mains and supplied only from one end, the other being a dead end at Nichols Park. The Monroe avenue main is intended eventually to be fed also by a twelve-inch main connecting with the sixteen-inch main in South avenue; thence through Caroline and Goodman streets to Monroe avenue. The second and principal cause of the light pressure at that fire was that a great proportion of the 800 services supplying water to houses and blocks were open and wasting to prevent the freezing up of the pipes, and in many, if not in most cases, not only one faucet was left open, but all faucets about the premises where there was any liability of freezing. The supposed necessity of the waste thus produced arose from the fact that the occupants of premises supplied with water found it cheaper to let the water waste during the extreme cold of the present winter than to go to the expense of properly protecting their pipes, and easier than to shut off the water at the stop and waste in the cellar.

The Board intend to more rigidly enforce the rules and penalties attaching to the waste of water and also as rapidly as can be consistently done, to apply meters to the premises of parties persistently offending. When this is accomplished it is believed that sufficient pressure for every useful purpose will be found at the fire hydrants. Should the Board find that it is in error in this opinion, there is another and comparatively inexpensive remedy which has been recommended in the reports of the Engineer of the Water Works for the past two years by which the whole or any portion of the pressure due to the hydrostatic head of Hemlock Lake over Rush reservoir may be utilized at a fire in the city. This may be accomplished by the insertion of a hydraulic pressure regulator in the conduit at Rush reservoir and the extension of the fire-alarm service to that point, so that Rush reservoir may be shut out of connection and the water pass by without entering it, the same as is now done at Mt. Hope reservoir at every fire.

The cost of this improvement is estimated at \$2,000, and this Board concurs in the opinion of the engineer as to the importance of the improvement, and that it is desirable that it should be done as soon as proper arrangements can be made and the weather will permit. The Board therefore respectfully request the Common Council to authorize this work by passing the annexed resolution. Respectfully submitted,

THOMAS J. NEVILLE, Clerk.

Resolved, That the Executive Board be and it is hereby authorized to insert a hydraulic pressure regulator in the Water Works conduit at Rush Reservoir, and such other appliances as are necessary, at a cost not to exceed \$2,000, the cost of same to be paid from appropriations made, or to be made for the maintenance of the Fire Department, when there are funds applicable therefor.

Order received, filed and published.

Ald. Hart moved that the resolution be adopted.

Ald. L. M. Otis moved to table the resolution.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Walbridge, Maudeville, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—13.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, Feb. 18, 1881.

To the Common Council:

GENTLEMEN: For the year 1877 the assessors of the town of Rush, Monroe county, assessed upon Rush reservoir a tax of \$47.62, including fees and percent-

ages. The city refused to pay the tax, and the collector levied upon and sold a quantity of water pipe and other material, and the town itself became the purchaser for the amount of the tax. The tax having been declared illegal, the town of Rush has raised the said amount, \$42,62, together with interest thereon until February 15, 1881, making a total of \$52.52, which, on the said date, was paid into the city treasury, and the town of Rush is now the owner of said pipe.

The town of course has no use for the material thus purchased, and desire the city should purchase the pipe at the price it has thus cost the town. As the city would lose nothing by the transaction, but would be placed in the same relation to its property as existed before it was sold, this Board deems it equitable to make the transfer as desired by the town, and to that end recommend the adoption of the annexed resolution. Respectfully submitted.

THOMAS J. NEVILLE, Clerk.

Resolved, That the Executive Board be and is hereby authorized to purchase of the town of Rush all the water pipe and other materials formerly owned by the city of Rochester at Rush reservoir, and which was levied upon in 1878 by the collector of said town and sold to said town for taxes, and that the Executive Board is authorized to pay for said pipe and materials the sum of \$42.52, being the amount which the said town has raised, and paid into the city treasury for the said pipe, including interest.

Ordered received, filed and published.

Ald. Weaver moved the adoption of the resolution.

Ald. Barron moved to add to the resolution "provided the pipe and material are in good condition." Adopted.

The resolution was then adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

By the Clerk—

IN BOARD OF EDUCATION.

REGULAR MEETING, Feb. 21, 1881.

Com. Brown offered the following resolution:

Resolved, That the Superintendent be and is hereby requested to communicate with, or appear before, and the Commissioners of the Braddock's Bay railroad and request them to seek some route other than Jones or Frank streets for the laying of the track or continuing said railroad, each of the above streets running by public school No. 5, the patrons of which fear that many accidents may occur by having either steam or horse railroads running thereby; and further be it

Resolved, That the Common Council be requested to use such means as lie in their power to persuade the said railroad Commissioners to seek some other streets than Frank and Jones streets; and that the Clerk of this Board transmit a copy of these resolutions to the Common Council; and upon the recommendation of the resident Commissioner we would respectfully suggest that the above mentioned Braddock's Bay railroad continue their route from West street, through Oak street, on the west side, which would give them nearly the whole of said Oak street, from Lyle avenue to Allen street.

Com. Crittenden moved as an amendment that the City Attorney be requested to appear before the Common Council and request the Board in accordance with the resolution presented by the Commissioner from the Second ward. Amendment adopted, and the original resolutions as amended were then adopted.

Ordered received, filed and published.

By the Clerk—

Com. Crittenden of the Finance Committee, submitted the appended report:

To the Board of Education:

Your Committee on Finance respectfully report that during the day they have been courteously received by the Committee on City Property of the Common Council, whom they visited to confer with as to the wisdom of insuring school buildings and their contents. After presentation of this subject, and discussion on the part of the Finance Committee, it was suggested by the committee of the Common Council that action upon its part should be prompted from our Board.

Therefore we recommend that the Common Council be requested to maintain insurance upon such school buildings with their contents, and to such an amount as may, in their judgment, be proper to be paid from

the general contingent fund of said Board of Common Council.

(Signed)

DE L. CRITTENDEN,
CHARLES H. GRANGER,
HENRY BEMIS,
GEORGE WELDON.

Adopted.

(A true copy.)

A. L. MABBETT, Clerk.

Ald. Mandeville moved to table. Adopted. By the Clerk—

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

GENTLEMEN—By authority of a resolution passed by the Board of Education Feb'y 7, 1881, we beg leave herewith to submit the following report of said Board of Education, pursuant to sec. 135, title VI of the City Charter:

Receipts for the Year Beginning March 29, 1880.

Amount raised by Common Council under provisions of City Charter, Title VI:

Teachers' and Contingent Fund.....	\$103,632 00	
Building Fund.....	15,000 00	
Repair Fund.....	10,000 00	\$128,632 00
Amount received by City Treasurer from the County Treasurer or State.....		46,113 06
Amount received for tuition of non-resident pupils.....		1,257 24
Amount on hand March 29, 1880.....		190 16
Total.....		\$176,222 46

Expenditures.

TEACHERS' AND CONTINGENT FUND.	
Teachers.....	\$111,658 88
Officers and janitors.....	10,950 26
Fuel, stoves, furnaces, steam-heating, fire fixtures and stove repairs.....	12,166 38
School furniture, clocks, globes, maps, thermometers, black boards, &c.....	2,107 36
Stationery, schoolbooks, brooms, brushes, cups, pails and various supplies.....	1,596 82
Painting, glazing and materials.....	290 31
Hardware, rubber goods, gas, steam and water pipe fittings, plumbing, &c.....	475 60
Bell, mountings, &c. gas, telephones.....	1,410 85
Cleaning vaults, carpenter work, mason work, extra cleaning, &c.....	1,347 20
Books, apparatus, chemicals, commencement exercises, &c., R. F. A.....	702 27
Printing, blanks, examination papers, pub. proceedings, adv., &c.....	2,032 09
Total Teachers and Contingent Fund.....	\$144,738 02

BUILDING FUND.

Building No. 21, additions and improvements to Nos. 4, 8, 16 and rent..... \$ 14,941 71

REPAIR FUND.

Carpenter work, mason work, lumber, sewers, &c..... 9,929 03

LIBRARY FUND.

Books and magazines..... 930 00

Total..... \$ 170,538 76

Reconciliation.

Total amount of receipts from all sources..... \$ 176,222 46
 Less expenditures for all purposes..... 170,538 76

Amount in treasury Feb'y 15, 1881.... \$ 5,688 70
 Respectfully submitted,

DEL CRITTENDEN,
CHARLES H. GRANGER,
POMEROY DICKINSON,
HENRY BEMIS,
W. G. MARTEN'S,
GEORGE WELDON,

Finance Committee Board of Education.

Ordered received, filed and published.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Feb. 22, 1881.

To the Honorable the Common Council:
 In accordance with section 29 of the revised City Charter I report the following persons as

having qualified and taken the oath of office.

LUCIUS M. MANDEVILLE,
City Clerk.

INSPECTORS OF ELECTION.

Wm. G. Stewart, C. M. Meyer,
R. B. Swanton.

COMMISSIONERS OF DEEDS.

John J. Bancker, Wm. Danineburg,
Geo. P. Davis, F. S. Rogers,
Maurice Leyden, Lemuel B. Marcy,
F. W. Hall, Edward J. McPhail,
F. L. Gummer, J. E. Rowe,
Henry G. Danforth, Seymour King.

Ordered received, filed and published.

Ald. Westbury presented the petition of Alfred Ellwood for permission to erect a wood building, and moved that permission be granted. Adopted.

ACTION ON ORDINANCES.

FINAL ORDINANCES.

The final ordinance for the improvement of Gibbs street came up, and on motion of Ald. Mandeville was indefinitely postponed.

FINAL ORDINANCE NO. 2, 159.

BROWN STREET LIFT BRIDGE.

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 wrought iron lift bridge over the Erie canal at Brown street, and the hydraulic motor necessary to operate the same. Also the necessary abatements, &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 and the hydraulic motor necessary to operate the same. Also the necessary abatements, &c.

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 \$10,500, 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:

All the lands enclosed within and described by the following boundary lines: 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 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 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 six per cent per annum.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

FINAL ORDINANCE NO. 2, 160.

GRADING LAKE AVENUE.

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

An ordinance to improve Lake avenue from the north end of the present McAdam improvement to the north line of the city.

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

The grading of Lake avenue and the graveling of the roadway of the same, from the north end of the present McAdam improvement to the north line of the city.

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 \$5,000.00, 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 a point opposite the north end of the present McAdam improvement, to the north line of the city.

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 confirmation of such roll. On all sums paid prior to the maturity of said last instalment, a discount will be allowed of six per cent. per annum.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE.
ROCHESTER, N. Y., Feb. 21st, 1881.
To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,694, for Exchange 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 \$8,258.42.

Yours respectfully,

A. C. MCGLAHLIN, Treasurer.
LOCAL IMPROVEMENT ASSESSMENT NO. 2094.

Whereas, The Common Council did upon the 20th day of February, 1880, enact an ordinance for Exchange street sewer.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$8,258.42, 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 territory described by, and enclosed within the following described boundary lines, to wit: Beginning at the intersection of the south line of the Erie canal with the east line of Fitzhugh street; thence southerly along the east line of said Fitzhugh street to the south line of Troup street; thence westerly along the south line of Troup street to the alley extending north and south between Fitzhugh street and Plymouth street; thence southerly along said alley to a point opposite the division lines between properties heretofore owned by A. L. Johnson and George L. Stratton; thence westerly along said division lines to the west line of Plymouth avenue; thence southerly along said Plymouth avenue, and including one tier of lots on the west side thereof to Edinburgh street; thence continuing southerly along said Plymouth avenue and through Plymouth Park to Grass street; thence southerly along Griez street and including one tier of lots on the west side thereof to Clarissa street, excepting the lot on the northwest corner of Clarissa street and Griez street; thence easterly along Clarissa street, excepting one tier of lots on the north side thereof, to lands belonging to the Genesee Valley railroad; thence northerly along the west line of said lands to Glasgow street; thence easterly along Glasgow street to the Genesee river; thence northerly along the Genesee river to the Rochester, Carroll and Fitzhugh race; thence northerly along the west line of said race to the south line of the Erie canal; thence westerly along the south line of the Erie canal to the place of beginning.

Therefore, resolved, That the sum of \$8,258.42, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Eoeth 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 26th day of February, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

FIRST ORDINANCES.

IMPROVEMENT OF GIBBS STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Gibbs street from East avenue to East Main street, by constructing a gravel roadway 18 feet wide, with gutters and curbstones on each side thereof, making the roadway 24 feet in width between curb lines. Also a 4 feet flag walk on each side of the street, to be laid outside of the line of trees. Also the necessary grading and sodding.

Adopted.
The Surveyor submitted as such estimate \$3,500.
By Ald. Chambers—Resolved, That the following improvement is expedient, viz:
The improvement of Gibbs street from East avenue to East Main street, by constructing a gravel roadway 18 feet wide, with gutters and curbstones on each side thereof, making the roadway 24 feet in width between curb lines. Also a 4 feet flag walk on each side of the street, to be laid outside of the line of trees. Also the necessary grading and sodding.

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 Gibbs street from East avenue to East Main 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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172 of the Revised Charter of 1870, 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, March 9th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

UNFINISHED BUSINESS.

The report of the Contingent Expense Committee on the bill of the UNION AND ADVERTISER Co. came up.

Ald. Mandeville moved that the bill be paid.

Ald. Weaver, by request, presented the following:

ROCHESTER, Feb. 22, 1881.

To Ald. Ira L. Otis:

In answer to your request for my opinion in regard to the claim made by the Union and Advertiser Company for additional compensation for publishing the penal ordinances of the city of Rochester, I would say that the charter of the city contemplates that the Common Council shall select one daily newspaper for the publication of its proceedings, resolutions and ordinances, and that a contract shall be made between the city and the proprietors of a newspaper for such publication for the current fiscal year, but it is not required that

the contract shall specify any aggregate or gross sum.

It would be perfectly competent for the city to make a contract to pay so much a line or folio, and thereby to regulate the amount of compensation by the amount of work done. It appears, however, that on the sixth day of April last, the Common Council adopted a resolution whereby the Daily Union and Advertiser was selected as the newspaper in which to publish the proceedings, ordinances, &c., of the Common Council, and the Mayor was directed to execute a contract with the proprietors of that paper for the service contemplated by the resolution, at the gross compensation of three thousand dollars.

The next day the Mayor and the Union and Advertiser Company entered into a written contract by which that company agreed to do the work contemplated by the resolution for the sum of three thousand dollars.

The charter evidently contemplates that all the proceedings of the Common Council shall be published. It confers upon the Common Council the power to adopt ordinances, and it requires the publication of all ordinances, the violation of which a penalty may be imposed, for one week in one of the daily newspapers of the city, and the contract as made clearly requires the Union and Advertiser Company to publish all such ordinances as might be adopted by the Common Council during the current year. No distinction can be made between an ordinance for a public improvement and an ordinance having reference to the internal police regulations of the city. They are all ordinances of the Common Council of the city, and one is just as much included in the contract for printing as the other.

I understand that the Union and Advertiser Company published these penal ordinances without raising any question whatever as to whether they came within the provisions of the contract in question, and to my mind it is perfectly clear that the city was entitled to the publication of these ordinances as a part of the work contemplated by the contract, and that no extra compensation should be allowed.

Your truly, EDWARD HARRIS.

Ald. Hebing moved to table until the next meeting.

Lost by the following vote:

Ayes—Ald. Westbury, L. M. Otis, Hebing, Walbridge, Wickens, Weaver—6.

Nays—Ald. Tracy, Barron, Fee, Chambers, Mandeville, Edelman, Kelly, Hart—8.

The motion "to pay the bill" was then adopted by the following vote:

Ayes—Ald. Tracy, Barron, Fee, Chambers, Mandeville, Edelman, Kelly, Hart—8.

Nays—Ald. Westbury, L. M. Otis, Hebing, Walbridge, Wickens, Weaver—6.

Ald. Tracy moved that the Clerk be directed to draw an order on the City Treasurer for the amount of the Union and Advertiser Company's bill and charge Contingent fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Fee, Chambers, Mandeville, Edelman, Kelly, Hart—8.

Nays—Ald. Westbury, L. M. Otis, Hebing, Walbridge, Wickens, Weaver—6.

Ald. Barron's resolution in relation to old No. 5 school house property came up.

Ald. Hart moved that the City Property Committee of this Board advertise for bids for

old No. 5 school property and report the same to this Board.

Ald. Kelly moved to include old No. 21 school property.

Accepted by Ald. Hart.

Ald. Barron called for a division of the question.

The motion relating to old No. 5 was then adopted by the following vote:

Ayes—Ald. Westbury, L. M. Otis, Chambers, Walbridge, Mandeville, Edelman, Weaver, Kelly, Hart—9.

Nays—Ald. Barron—1.

The resolution relating to old No. 21 was then adopted by the following vote:

Ayes—Ald. Barron, Westbury, L. M. Otis, Chambers, Walbridge, Mandeville, Edelman, Weaver, Kelly, Hart—10.

Ald. L. M. Otis moved that action on Oak street re-assessment be postponed until the next meeting. Adopted.

By Ald. Barron:

To the Common Council:

GENTLEMEN—Your Assessment Committee, to whom was referred sundry petitions, present the following, and recommend their adoption:

Resolved—That the following named persons be allowed to pay taxes as follows:

A. W. Pond, on lot 33, Greenman's subdivision, north side of Woodford Place, for Woodford and Conkey avenue plank walk, amount of said taxes and expenses at 7 per cent. annual interest.

Margaret McGrath, on lot 5, Triangular and Manhattan subdivisions, William street, for William street walks, the amount of said taxes and expenses with 7 per cent. interest.

Fay E. Brownell on lot 26, Holmes tract, McCracken street, for McCracken street plank walk. The amount of said assessment and expenses with interest at 7 per cent.

H. H. Edgerton on lots 478 and 480, Johnson & Atkinson tract, Mt. Hope avenue, and lot 5, John Kolb sub-division, Hamilton Place, 12th Ward, for the general city taxes of 1876 with expenses at 7 per cent. annual interest.

Mrs. A. Hannauer on lot 66, Thomas estate, Weeger street, 13th Ward, for general city tax of 1876 with expenses at 7 per cent. annual interest.

The Co-operative Foundry Co. on N. pt. lot 50, Bradford & King sub-division, west side of Ford street, for Ford street plank walk, the original amount of said tax.

Adopted.

By Ald. Barron—Resolved, That the City Treasurer be and he hereby is authorized to receive six dollars and sixty-six cents in full payment for assessment against Mary Ann Jeffreys, and two dollars and ninety-seven cents in full payment for assessment against Elizabeth Bennett for sprinkling Park avenue, 1879, and charge balance to erroneous assessments, they having been assessed in excess on one hundred feet on said avenue. Adopted.

By Ald. Barron—Resolved, That the City Treasurer be directed to refund to McConnell & Jones seven dollars and six cents and charge the same to erroneous assessments, they having paid on one hundred feet for Spring street sprinkling erroneously assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge,

Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—14.

By Ald. Barron—

Resolved, That the City Treasurer be and is hereby directed to refund to Henry Harrison thirty dollars and charge the same to erroneous assessments.

Lost by the following vote:

Ayes—Ald. Tracy, Barron, Chambers, Walbridge, Kelly, Hart—7.

Nays—Ald. L. M. Otis, Fee, Hebing, Mandeville, Wickens, Edelman, Weaver—7.

By Ald. Barron—

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

Your committee, to whom was referred the petition of the heirs of Ira Haskins and others would report: That a similar petition for the same object was presented to this board early in the present year and referred to this committee who, after due deliberation, reported to this Council in favor of cancelling a portion of the taxes assessed to the said heirs, which report, with resolution attached, was laid over from time to time and subsequently indefinitely postponed. Therefore in view of the previous action of the Council upon this matter, and as the committee have no new light upon the subject, your committee would report adversely. Adopted.

By Ald. Barron—

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 25, 1880.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN: I herewith transmit a list of taxes, which are carried on the registers of this office and which in my opinion can never be collected.

I would ask their cancellation, and that the total amount of same be charged to erroneous assessments, crediting lands sold with \$174.50 and deficiency loan with \$485.74.

The property assessed in each case now belongs to the city excepting the site of the state arsenal, and those taxes were assessed prior to the ownership of the state.

Very respectfully yours,
A. C. MCGLACHLIN, Treasurer.

LANDS SOLD.

Date of sale.	Amount.
1870.	
March 3—J. Judson, in pt. lots 106, 107, Frankfort tract, Platt st., general tax for 1869.....	\$ 21 85
Present owner, city—engine house No. 3.	
May 31—Kondolf, Brayer & Co., lot 54 Kondolf subdivision, Whitney st., for Smith st. stone sewer.....	8 85
Present owner, now in a street.	
May 31—Hrs. Oliver Culver, lot 10 Carthage tract, St. Paul st., for repairs to culvert in St. Paul st.....	3 15
Present owner, city—Juvenile Asylum.	
May 31—East Cemetery, Cobb tract, Monroe avenue, for widening walk at St. Paul street bridge.....	5 60
Present owner, city—Monroe school No. 15.	
May 31—Henry Beecker, lot 10 S. Hamilton's subdivision, Grand st., for widening walk at St. Paul st. bridge.....	1 75
Present owner, now part of Cayuga st.	
1871.	
March 2—Menzo E. Gates, lot 61 N. E. Paine's subdivision, Oakman st., for North Clinton st. sewer.....	4 05
Present owner, city—school lot No. 20.	
March 2—J. Marsden Fox, lot 60 N. E. Paine's subdivision, Oakman st., for North Clinton st. sewer.....	4 05
Present owner, city—school lot No. 20.	
March 2—Henry Justice, lot 87 Bennett tract, Morgan st., for general tax for 1870.....	5 00
Present owner, now in Tremont st.	

March 2—Henry Anstice, lot 99 Bennett tract, Saxe st., for general tax for 1870.	5 00
Present owner, now in Tremont st.	
March 2—Mrs. Geo. Walters, lot 533 Jones tract, Lyell st., for general tax for 1870.	20 10
Present owner, city—No. 6 school lot.	
1874.	
June 10—Philip Angell, lot 62 N. E. Paine's sub division, Oakman st., for Vincent place bridge.	7 55
Present owner, city—pt. No. 29 school lot.	
1877.	
March 11—J. W. Thomas, lot 27 Thomas estate, Weegar st., for general tax for 1876.	6 04
Present owner, city—school lot.	
March 2—Peter Collett, lot 6 Wackerman tract, Jay st., for general tax for 1876.	6 32
Present owner, city—school lot.	
1878.	
June 20—Mary A. Coddling and Robt. Howard, Tracy park, Smith tract, Meigs st., Meigs st. sewer.	75 04
Present owner—This tax covers the Tracy park roadway.	
	\$174 35

DEFICIENCY LOAN.

Date of sale.	Amount.
1852.	
June 15—Chas Perkins, lot 36, Park place, Prospect st, general tax for 1851.	\$ 3 23
June 15—Chas Perkins, lot 37, Park place, Prospect st, general tax for 1851.	2 83
June 15—Chas Perkins, lot 36, Park place, Prospect st, Prospect st walk	13 15
1853.	
June 7—Chas Perkins, lot 36, Park place, Prospect st, general tax for 1852.	3 40
June 7—Chas Perkins, lot 37, Park place, Prospect st, general tax for 1852.	2 99
Present owner—According to memorandum on tax rolls for 1851 these lots are now in a street.	
1858.	
Sept 1—A N Campbell, lot 65, Springville tr, Munger st, gen tax for 1857.	2 24
Now in a street.	
1860.	
May 29—Unknown, lots 2½ & 3, Mill lots, Mill st Jones St Imp.	1 80
Water works pump house.	
1865.	
March 2—J B Bennett, lots 86 & 90, Thurber tr, Morgan st, gen tax for 1864	4 20
March 2—J B Bennett, lots 98 & 102, Thurber tr, Saxe st, gen tax for 1864	10 59
March 2—J B Bennett, lot 87, Bennett tr, Morgan st, gen tax for 1864	2 16
March 2—J B Bennett, lot 99, Bennett tr, Saxe st, gen tax for 1864	2 10
These lots have gone into making Tremont st.	
1867.	
March 7—Ann McKinney, lot 3, sec J, Johnson & Seymour tr, South st, gen tax for 1866	42 50
March 7—Hiram D Colvin, n w pt, sec N, Johnson & Seymour tr, Wood st, gen tax for 1866.	25 40
March 7—Orrin Baker, lot 1, n e pt sec N, Johnson & Seymour tr, Wood st, gen tax for 1866.	18 60
March 7—Samuel Miller, lots 2, 3 & 4, pt, sec O, Johnson & Seymour tr, Monroe ave, gen tax for 1866.	59 60
March 7—R Malcomson, lot 5, impt, sec O, Johnson & Seymour tr, Jackson st, gen tax for 1866.	11 75
March 7—Hrs S D Baily, lot 5, w pt, sec O, Johnson & Seymour tr, Jackson st, gen tax for 1866.	8 25
March 7—J Spillard, lots 5, 3 & 4 pts, section O, Johnson & Seymour tr, Jackson st, gen tax for 1866.	16 90
N Y State Arsenal.	
March 7—Oliver Culver, lot 10, impt, sec Q, Carthage tr, St Paul st, gen tax for 1866.	8 35
City Juvenile Asylum	
March 7—J B Bennett, lots 86 & 90, Thurber tr, Morgan st, gen tax for 1866.	80
March 7—J B Bennett, lots 98 & 102, Thurber tr, Saxe st, gen tax for 1866.	12 00
March 7—J B Bennett, lot 87, Bennett tr, Morgan st, gen tax for 1866.	2 40
Gone into making Tremont st	
October 31—John Spillard, lots 5, 3, 4 pts, sec. O, Johnson & Seymour tr, Jackson st., Griffith st, sewer	8 00
October 31—John Spillard, lot 5 e. pt., sec. O, Johnson & Seymour tr, Jackson st., repairing walks	32 10
October 31—John Spillard, lots 9, 3, 4 pts, sec. O, Johnson & Seymour tr, Jackson st., Monroe ave. walk	11 20
October 31—John Spillard, lots 5, 3, 4 pts, John	

son & Seymour tr, Jackson st., South st. sewer.	16 15
October 31—Shan Spillards lot 5 e. m. pt, sec. O, Johnson & Seymour tr, Jackson st., extension South Clinton st.	11 10
N. Y. State Arsenal.	
1868.	
March 5—Heirs Oliver Culver, lot 10 n. pt, Carthage tr, St Paul st., general tax for 1867	9 80
March 5—J. B. Bennett, lots 86, 90, Thurber tr, Morgan st, gen. tax for 1867.	12 75
March 5—lots 86, 90, Thurber tr, Morgan st, gen. tax for 1867	5 10
March 5—J. B. Bennett, lots 98, 102, Thurber tr, Saxe st, gen. tax for 1867.	10 20
March 5—J. B. Bennett, lot 87, Bennett tr, Morgan st, gen. tax for for 1867.	2 55
City—Juvenile Asylum.	
March 5—Joseph Byer, lot 78 w. pt., Lee tr, St. Joseph st, gen. tax for 1867	6 70
Now Sellinger st.	
1869.	
March 4—J. B. Bennett, lots 69, 72, Thurber tr, Morgan st, gen. tax for 1868	10 20
March 4—J. B. Bennett, lots 98, 102, Thurber tr, Saxe st, gen. tax for 1868	12 75
March 4—J. B. Bennett, lot 87, Bennett tr, Morgan st, gen tax for 1868	2 55
March 4—J. B. Bennett, lot 99, Bennett tr, Saxe st, gen. tax for 1868	2 55
Gone into Tremont st.	
May 29—Terry McMannis, e. pt. 1, 2, McCrackenville tr, Hastings st, Hastings st. improvement.	72 93
Now in the street.	

\$485 74

By Ald. Barron—Resolved, That the City Treasurer be authorized to cancel the taxes set forth in the above schedule and charge the amount to erroneous assessment. Adopted.

By Ald. Barron—Whereas, Lots No. 1 and 2 of the Ohio Basin tract, Buffalo street, third ward, was assessed for General City Tax of 1870 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 Feb. 15th, 1881, 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 \$57.08, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE, ROCHESTER, N. Y., Feb. 15th, 1881.

A. C. McLaughlin, 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 1870 to J. B. Bennett, viz.: Lots No. 1 and 2, E. pt. Ohio Basin Tract, north side of West avenue, Third ward, 72 feet front, 107 feet rear, and 109 feet deep, and that the owner of said property should pay as his portion of the General City Tax for 1870 the sum of \$57.08, 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, AUG. M. KOETH, WM. MAHER, Assessors.

CITY TREASURER'S OFFICE, Rochester, N. Y., Feb. 1881. (A true copy.) A. C. MCGLAHLIN, Tre

By Ald. Barron—Whereas, Lots 1 and 2, of the Ohio Basin Tract, Buffalo street, Third ward, was assessed for the General City Tax, 1869, 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 February 15, 1881, 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 \$45.30, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE, ROCHESTER, N. Y., February 18, 1881.

A. C. McLaughlin, 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 1880, to J. B. Bennett, viz: Lots No. 1 and 2, east part of Ohio Basin Tract, north side of West avenue, Third ward, 72 feet front, 107

feet rear, and 109 feet deep, and that the owner of said property should pay as his portion of the General City Tax for 1869, the sum of \$45.30, 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,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., February 18, 1881.

A true copy.] A. C. McGLACHLIN, Treasurer.

By Ald. Barron—Whereas, Lots No. 1, 2 of the Ohio Basin Tract, Buffalo street 3d ward, was assessed for general city tax, 1868, 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 February 15, 1881, 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 \$51.08 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., February 18, 1881.

A. C. McLaughlin, 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 1880, to J. B. Bennett, viz.: lots No. 1 and 2, E. pt. Ohio Basin Tract, north side of West avenue, 3d ward, 72 feet front 107 feet rear, and 109 feet deep, and that the owner of General City Tax, 1868, the sum of \$51.08, 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., Feb. 23, 1881.

(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Barron—Whereas, Lots 1 and 2, of the Ohio Basin tract, Buffalo street, Third Ward, was assessed for General City Tax, 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 February 18th, 1881, 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 \$41.00 with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Feb. 18, 1881.

A. C. McLaughlin, 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 1881, to J. B. Bennett, viz.: Lots No. 1 and 2, E. pt., Ohio Basin tract, north side of West avenue, Third Ward, 72 feet front, 107 feet rear, and 109 feet deep, and that the owner of said property should pay as his portion of General City Tax for 1866, the sum of \$41.00, 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,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Feb. 23, 1881.

(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Barron—Whereas, Lots Nos. 1 and 2 of the Ohio Basin tract, Buffalo street, Third Ward, was assessed for General City Tax, 1867, 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 Feb. 18, 1881, 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 \$50.96, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Feb. 18, 1881.

A. C. McLaughlin, 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 1880 to J. B. Bennett, viz:

Lots Nos. 1 and 2, east part Ohio Basin tract, north side of West avenue, Third Ward, 72 feet front, 107 feet rear, and 109 feet deep, and that the owner of said property should pay as his portion of General City Tax for 1867 the sum of \$50.96, 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., Feb. 23, 1881.

(A true copy.)

A. C. McGLACHLIN, Treasurer.

By Alderman Barron—Whereas, Lots No. 1, 2, of the Ohio Basin tract, Buffalo street, Eighth Ward, was assessed for General City Tax 1865 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 February 13, 1881, and on file in the Treasurer's office, a copy of which is attached here o, be released from the lien of such tax upon the payment of \$67.36, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Feb. 18, 1881.

A. C. McLaughlin, 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 1880, to J. B. Bennett, viz.:

Lots No. 1 and 2 E pt Ohio Basin Tract, north side of West avenue, Third ward, 72 feet front, 107 feet rear, and 109 feet deep, and that the owner of said property should pay as his portion of the General City Tax for 1869, the sum of \$67.36 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,
A. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Feb. 18, 1881.

(A true copy.)

A. C. McGLACHLIN, Treasurer.

By Alderman Barron—Whereas, Lot No. 1, 2, of Ohio Basin tract, Buffalo street, Third ward, was assessed for General City Tax for 1864 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 February 18th, 1881, 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 28.20 with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Feb. 18th, 1881.

A. C. McLaughlin, 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 1880 to J. B. Bennett, viz.:

Lots Nos. 1 and 2, e pt Ohio Basin Tract, north side of West avenue, Thre Ward, 72 feet front, 107 feet rear, and 109 feet deep, and that the owner of said property should pay as his portion of General City Tax for 1864, the sum of \$28.20, upon the payment of which, with expenses and interest he will be entitled to 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., Feb. 18, 1881.

(A true copy.)

A. C. McGLACHLIN, Treasurer.

By Alderman Barron—Whereas, Lots No. 1 and 2 of the Thurber tract, West avenue, Eighth ward, were assessed for West avenue prinking No. 2061, 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 February 21, 1881, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such as-

assessment upon the payment of \$3.07 with expenses and interest, in pursuance of said certificate.
Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Feb. 21, 1881. }

A. C. McGlachlin, 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 1880 to Frank Croston, viz.:

East part lot No. 1, and west part lot No. 2, section B, Thurber tract, south side of West avenue, Eighth ward, 45.6 feet front, 45.6 feet rear, and 142 feet deep. And that the owner of said property should pay as his portion of tax for sprinkling West avenue the sum of \$3.07-10, 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) D. MCKAY,
AUG. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Feb. 21, 1880.

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. Barron—Whereas, lots Nos. 101-102 of the B. Fish Sub'n Tract, North street, 14th ward, were assessed for North street sewer, No. 1,383, 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 Feb. 18th, 1881, 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 \$74.72 with expenses and interest, in pursuance of said certificate.
Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Feb. 18th, 1881. }

A. C. McGlachlin, 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 1880, to Amos C. Sanford, viz.:

Lot No. 102, B. Fish sub'n of part lot 10 Mumford Tract, east side of North street, Fourteenth Ward, 33 feet front, 33 feet rear, and 80 feet deep.

And that the owner of said property should pay as his portion of tax for North street sewer the sum of \$74.72, 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., Feb. 21st, 1881.

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. Barron—Whereas, Lots Nos. 101 and 102 of the B. Fish subdivision Tract, North street, 14th ward, was assessed for North Avenue Outlet Sewer, No. 1794, 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 February 18, 1881, 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 \$8.25 with expenses and interest, in pursuance of said certificate.
Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Feb. 18, 1881. }

A. C. McGlachlin, 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 1881, to Amos C. Sanford, viz.:

Lot No. 102, B. Fish subdivision of part of lot No. 10, Mumford Tract, east side of North street, 14th ward, 33 feet front, 33 feet rear, and 80 feet deep, and that the owner of said property should pay as his portion of tax for North Avenue Outlet Sewer the sum of \$8.25, 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,
A. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Feb. 21st, 1881. }

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. Barron—Whereas, Lots Nos. 101 and 102 of the B. Fish subdivision tract, North street, 14th Ward,

was assessed for Channing street outlet sewer, No. 1,668, 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 February 18, 1881, 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.
Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Feb. 18, 1881. }

A. C. McGlachlin, 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 1880 to Amos C. Sanford, viz.:

Lot No. 102 B. Fish subdivision of part lot 10, Mumford tract, east side of North street, 14th Ward, 33 feet front, 33 feet rear, and 80 feet deep, and that the owner of said property should pay as his portion of tax for Channing street outlet sewer 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,
A. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Feb. 21st, 1881. }

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. Barron—Whereas, Lots No. 150, 152, 153, and 155, of the West avenue Association Tract, Thurston Park, 15th Ward, was assessed for General City Tax of 1880, 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 February 9th, 1881, 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 30 cents, with expenses and interest, in pursuance of said certificate.
Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Feb. 9th, 1881. }

A. C. McGlachlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881, to John S. Van Dyke, viz.:

Lot No. 154, West avenue Association Tract, east side of Thurston Park, 15th Ward, 50 feet front, 50 feet rear, and 150 feet deep, and that the owner of said property should pay as his portion of General City Tax of 1881 the sum of 30 cents, 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., Feb. 9th, 1881. }

(A true copy.)

A. C. MCGLACHLIN, Treasurer.

By Ald. Barron—Whereas, Lots Nos. 99 and 107, at foot of the West Avenue Building Lot Association Tract, Anthony street, 15th Ward, was assessed for general city tax for 1880 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 February 9, 1881, 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 30 cents, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Feb. 9, 1881. }

A. C. McGlachlin, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the Assessment Rolls for the General City Tax for the year 1881 to John S. Van Dyke, viz.:

Lot No. 99 West Avenue Association Tract, north side of Anthony street, 15th Ward, 50 feet front, 50 feet rear, and 150 feet deep, and that the owner of said property should pay as his portion of General City Tax for 1880 the sum of 30 cents, 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., Feb. 9, 1881.
(A true copy.)

A. C. MCGLACHLIN, Treasurer.

EXECUTIVE BUSINESS.

Ald. Kelley moved to proceed to ballot for Commissioners of Deeds and that the clerk cast the ballot of the Board. Adopted.

J. H. Hubacheck, John Casey, M. H. Merriman and Henry Lochte, having received the concurrent vote of the Common Council, were duly elected Commissioners of Deeds.

By Ald. Kelly—Whereas, The final ordinance for an improvement of Lake avenue in the 15th ward has passed this council, therefore

Resolved, That the Rochester Gas Light Co. be requested to lay their gas mains on said avenue in the 15th ward before said improvement is made. Adopted.

By Ald. Edelman—Whereas, An all wise Providence has seen fit to remove by death from our midst ex-Alderman Joseph Shutte, therefore

Resolved—That we recognize in the deceased ex-Alderman Shutte, who was a representative man both in his official and business capacity, a true representative of the best of Rochester's citizens.

Resolved—That we appreciate his services as an Alderman, Supervisor and Overseer of the poor of the city of Rochester, and bear testimony to his energy and sterling integrity.

Resolved—That this Board hereby extend to his bereaved wife and family, and friends in general of the deceased, its most heartfelt sympathy in this the hour of their bereavement.

Resolved—That the Clerk be instructed to send a copy of the same to the family of the deceased.

Adopted.

By Ald. Walbridge—

Resolved, That consent is hereby given to the Rochester, Lake Erie and Braddock's Bay railroad company to construct, maintain and operate a line of railway across the Big Bridge road, Flour city park and Lake avenue park, through the boulevard, across McCracken street, through Thrush street, across Emerson street, and through West street to Lyell street in the city of Rochester, on the following conditions, to wit:

The said railway track through and across said streets shall be the three feet narrow gauge and laid with a flat rail on the grade of said streets; that the cars of said railway may be propelled through and across said streets, south of McCracken street, by an inclosed dummy motor, such as is used for passenger service in the streets of other cities, or by a compressed air motor; that all the expense of constructing and keeping in repair said railway through and across said streets shall be paid by said railroad company, and that the road-bed of said streets shall be left in as good condition as it was before the construction of said railway.

Adopted.

Ald. Chambers presented the petition of H. C. Warner to erect a wood building and moved that permission be granted.

Adopted.

By Ald. Hebing—Resolved, That the City Property Committee be and they are hereby instructed to advertise for proposals for ice to be delivered at the City Buildings in such quantities as they in their judgment may deem

necessary, proposals to state the price per 100 pounds from April 1st to December 1st 1881. Adopted.

By Ald. L. M. Otis—Resolved, That the Board of Education be requested to report to this Board the amount of insurance that in their opinion should be placed upon each school building and furniture and the expense thereof. Adopted.

By Ald. L. M. Otis—Resolved, That the City Property Committee report to this Board the amount of rent received for the property south of the reservoir since the city came in possession thereof, and to what fund the same has been credited. Adopted.

By Ald. L. M. Otis—Resolved, That the City Clerk draw an order in favor of the chairman of the Finance Committee for \$400, being the amount paid to W. C. Baine, Esq., and for which the City Treasurer holds an assignment thereof. The said \$400 was allowed to the defendant in the suit of Baine vs. The City of Rochester, and charge the amount to the Contingent fund.

Adopted by the following vote:

Ayes—Ald. Barron, Westbury, L. M. Otis, Fee, Walbridge, Mandeville, Wickens, Edelman, Weaver, Kelly, Hart—11.

Ald. L. M. Otis moved that when the Board adjourn, it adjourn to Wednesday, March 9th. Adopted.

Ald. Barron moved that the use of the City Hall be granted to St. Patrick's Orphan Asylum for the purpose of giving an entertainment on March 17th. Adopted.

Ald. Edelman moved to adjourn. Adopted.

FRANCIS J. IRWIN, City Clerk pro tem

In Common Council, March 4, 1881.

SPECIAL MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Wickens, Edelman, Weaver, Hart. Absent—Ald. Mandeville, Felsing, Kelly. Ald. Hart moved that F. J. Irwin act as City Clerk pro tem. Adopted.

By the Clerk—

MAYOR'S OFFICE,

ROCHESTER, N. Y., March 4th, 1881. }

F. J. Irwin, City Clerk, Pro Tem.

Please notify the members of the Common Council to meet at their chamber this afternoon at two o'clock for the purpose of taking action in reference to the death and funeral of Lucius M. Mandeville, late City Clerk.

CORNELIUS R. PARSONS, Mayor.

Ordered received, filed and published.

By the Clerk—

MAYOR'S OFFICE,

ROCHESTER, March 4th, 1881. }

Gentlemen of the Common Council:

It becomes my sad duty to announce to you the death of Mr. Lucius M. Mandeville, the esteemed and efficient Clerk of the City of Rochester.

Please take such action as may seem to you fitting and proper.

CORNELIUS R. PARSONS, Mayor.

Ordered received, filed and published.

Ald. Hebing moved that a committee of three be appointed to draft resolutions. Adopted.

The President appointed as committee on resolutions Ald. Hebing, Fee, Hart.

The committee on resolutions presented the following :

Whereas, We are again solemnly reminded of the universal truth in the death of an esteemed and faithful city official that the grave is the final goal of all and that human life whether brief or lengthened, it may be truly said he cometh forth like a flower and is cut down; he fleeth also as a shadow and continueth not, and

Whereas, It is in accordance with the highest instinct of humanity to reverence purity of life and nobleness of purpose and when a good life is ended to give expression in words and deeds to a common sentiment of respect and condolence, therefore,

Resolved, That in the death of Lucius M. Mandeville, late City Clerk, we recognize the duty we owe to ourselves and the public to place on official record our high estimate of his character as an upright citizen and faithful and generous friend. Whether in official or social life he performed all its functions and duties with a conscientious regard for public and private good.

Resolved, That we deeply condole with the relatives and friends of the deceased in their bereavement, and mingle our sorrow in the universal sentiment of sympathy and regret expressed in this community for the loss sustained.

Resolved, That the City Clerk's office be draped in mourning for the period of thirty days, and that this Board will attend the funeral in a body.

Resolved, That a copy of the above be engrossed, the City Seal attached thereto, and sent to the relatives of the deceased.

[Signed]

HENRY HEBING,
OWEN F. FEE,
J. J. HART,

Committee.

The resolutions were adopted by a rising vote.

Ald. L. M. Otis moved that the Committee on Resolutions make all the necessary arrangements for the funeral. Adopted.

Ald. L. M. Otis moved that the Clerk's desk be draped for the period of thirty days. Adopted.

The Board then adjourned.

FRANCIS J. IRWIN,
City Clerk, *pro tem.*

In Common Council March 9, 1881.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Ald. Fee moved that F. J. Irwin act as City Clerk, *pro tem.* Adopted.

Present—Ald. Tracy, Barron, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Absent—Ald. L. M. Otis.

Ald. Kelly moved that the Board adjourn until Tuesday evening, March 15. Adopted.

FRANK J. IRWIN,
City Clerk, *pro tem.*

In Common Council, March 11, 1881.

CONVENED AS A BOARD OF CANVASSERS.

Present—Ald. Barron, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Edelman, Hart—10.

Absent—Ald. Tracy, L. M. Otis, Mandeville, Wickens, Weaver, Kelly—6.

Ald. Hart moved that Frank J. Irwin act as Clerk, *pro tem.* Adopted.

The Clerk submitted the certified statements of the Inspectors of Election for the several election districts of the city, of the votes received at the Charter Election held in the City of Rochester, on the 8th day of March 1881, being the certificates filed in his office on the 9th day of March, 1881.

The Board then proceeded to canvass the votes cast at the Charter Election, held March 8, 1881, as appeared in the certificate of canvass filed in the office of the City Clerk.

CITY CLERK'S OFFICE

ROCHESTER, N. Y., March 11, 1881. }

STATE OF NEW YORK, }

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 Election of the several election districts for the election of city and ward officers, held on the 8th day of March 1881, filed in the office of the Clerk 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, Byron Holley.

Member of the Executive Board for the term of one year, Fred. P. Stallman.

City Treasurer, Ambrose C. McGlachlin.

Police Justice, Albert G. Wheeler.

Judge of the Municipal Court, George E. Warner.

Game Constable, George M. Schwartz.

WARD OFFICERS.

Supervisors for the Term of One Year.

First Ward—James W. Clark.

Second Ward—George Waite.

Third Ward—Frank M. Bottom.

Fourth Ward—Charles Watson.

Fifth Ward—Conrad Bachman.

Sixth Ward—Abram J. Cappon.

Seventh Ward—George Heberling.

Eighth Ward—Berrard O'Kane.

Ninth Ward—Martin Joiner.

Tenth Ward—Henry E. Schaffer.

Eleventh Ward—John Brayer.

Twelfth Ward—Philip Weider.

Thirteenth Ward—John A. P. Walter.

Fourteenth Ward—Thomas Gosnel.

Fifteenth Ward—Anthony H. Martin.

Sixteenth Ward—Alexander Button.

Aldermen for the Term of Two Years.

Second Ward—Martin Barron.

Fourth Ward—Henry S. Ransom.

Sixth Ward—Abram Stern.

Eighth Ward—George Chambers.

Tenth Ward—James M. Pitkin.

Twelfth Ward—Henry E. Rice.
 Fourteenth Ward—William Aikenhead.
 Sixteenth Ward—Jacob J. Hart.
School Commissioners for the Term of Two Years.

Second Ward—William F. Coughlin.
 Fourth Ward—Homer A. Kingsley.
 Sixth Ward—Edward P. Olmstead.
 Eighth Ward—Robert Patterson.
 Tenth Ward—Charles S. Ellis.
 Eleventh Ward—Nicholas Kase.
 Fourteenth Ward—Alfred H. Cork.
 Fifteenth Ward—Joachim P. Rickard.
 Sixteenth Ward—John Elderkin.

Constables for the Term of One Year.

First Ward—Thomas H. McEntee.
 Second Ward—William Hillard.
 Fourth Ward—Seneca McCord.
 Fifth Ward—William S. Campbell.
 Sixth Ward—Paul Englehardt.
 Seventh Ward—C. Edwin Palmer.
 Eighth Ward—John Daley.
 Ninth Ward—William M. Weyburn.
 Tenth Ward—George C. Lentner.
 Eleventh Ward—John B. Reger.
 Twelfth Ward—John Dart.
 Thirteenth Ward—George Barth.
 Fourteenth Ward—John Barry.
 Fifteenth Ward—Michael FitzPatrick.
 Sixteenth Ward—Seymour King.

Inspectors of Election for the Term of One Year.

First Ward—Edward F. Stillwell and Thomas Brooks; John E. Durand appointed.
 Second Ward—Henry P. Lynch and William McCarthy.

Third Ward, 1st district—Charles D. Evans and William Tanner; Luke J. McGlue appointed.

Third Ward, 2a district—Wm. R. Gregory and Wm. R. Lansing.

Fourth Ward—Irving D. Waite and William Whitlock; W. V. K. Lansing appointed.

Fifth Ward 1st district—C. B. Doxtater and Martin Gannon; William H. Anderson appointed.

Fifth Ward 2d district—John Farrar and Geo. P. Bailey; James E. Ryan appointed.

Sixth Ward—Meyer Rothchild and Charles Enders.

Seventh Ward 1st district—William I. Hartford and Geo. H. Brown; Augustus C. Bowen appointed.

Seventh Ward 2d district—Anthony J. Weigand and John Burns; Wm. S. Woodruff appointed.

Eighth Ward 1st district—Geo. P. Bortle and Edward F. Turk; John D. Lynn appointed.

Eighth Ward 2d district—John E. McCruden, Jr., and Moses Furlong.

Ninth Ward 1st district—Thomas Murray and Anthony Knope.

Ninth Ward 2d district—Charles Benner and Charles Hanford.

Tenth Ward—Geo. W. Hatch and Avery H. Fay; Joseph Carberry appointed.

Eleventh Ward 1st district—Charles Schaffer and Geo. W. Collins.

Eleventh Ward 2d district—John T. Sullivan and Henry Weber.

Twelfth Ward 1st district—Thomas B. Relyea and James E. Langdon; Roswell Woodward appointed.

Twelfth Ward 2d district—Joseph E. McDermott and John B. Schimmel; William J. Denny appointed.

Thirteenth Ward 1st district—Frederick Young, Jr. and John Gugelman; Henry Zink appointed.

Thirteenth Ward 2d district—James H. Moore and Levi L. Loebis.

Fourteenth Ward 1st district—John G. Skuse and David Luther.

Fourteenth Ward 2d district—Jacob Traugott and Frederick Wegman; Robert B. Swanton appointed.

Fifteenth Ward—Thomas J. Daly and Leonard Miller.

Sixteenth Ward 1st district—James W. Stanley and Isaac DeMallie; Robert Ades appointed.

Sixteenth Ward 2d district—Christian Yaky and Geo. W. Farber.

Sixteenth Ward 3d district—Frederick W. Zink and John A. LaForce.

Signed in duplicate,

D. H. WESTBURY,
 M. BARRON,
 HENRY HEBING,
 OWEN F. FEE,
 IRA L. OTIS,
 S. D. WALBRIDGE,
 GEO. CHAMBERS,
 JOHN A. FELSINGER,
 LEWIS EDELMAN,
 JACOB J. HART,

Ald. Hebing moved to proceed to vote for Inspector of Election for the Sixth Ward. Adopted.

James H. Quinlan was named by Ald. Barron, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Edelman, Hart—10.

Ald. Barron moved to proceed to vote for Inspector of Election for the Second Ward. Adopted.

Daniel M. Leary was named by Ald. Barron, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Edelman, Hart—10.

Ald. Walbridge moved to adjourn. Adopted.

FRANK J. IRWIN,
 City Clerk *pro tem.*

In Common Council, March 15, 1881.

ADJOURNED REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, I. L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

Ald. Hart moved that F. J. Irwin act as City Clerk, *pro tem.* Adopted.

Ald. Weaver asked that the minutes of the last meeting be corrected in relation to the resolution granting the Street Railroad Company permission to lay a switch in Park avenue so as to read, "Ald. Hart moved to amend." Adopted.

Ald. Tracy presented the petition of Edward C. Carroll for permission to erect a wood building, and moved its reference to the Wood Building Committee. Adopted.

By Ald. Westbury—

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

GENTLEMEN: In the name of the many soldiers and sailors, former residents of our city and county, who, during the memorable years from 1861 to 1865, went to

the front in defense of our Union, many of whom sacrificed their lives, and some of whom all unknown graves; in the name of the widows, mothers and children of such; in the name of the members of the Grand Army of the Republic. I have the honor to present for your consideration the accompanying resolutions and call for a public meeting to be held at the Mayor's office this evening.
Rochester, March 15, 1881.

Respectfully, &c.,
JOHN A. REYNOLDS,
Commander George H. Thomas Post, G. A. R., Chn.

At a meeting of George H. Thomas Post, G. A. R., held at the Residence of Comrade I. F. Force, East avenue, Roch ster, March 4th, 1881, Comrade Charles S. Baker from a committee previously appointed, reported the following resolutions:

Whereas, Nearly sixteen years have elapsed since the close of the war for the preservation of our Union, in which struggle many hundred of our associates and comrades, citizens and residents of this city and county, sacrificed their lives, many of whom now rest in unknown graves; and

Whereas, The present seems to be an auspicious time in which to inaugurate a movement for the purpose of performing the long neglected duty of erecting a suitable monument in memory of our deceased comrades. Therefore,

Resolved, That this Post will assume the initiative in the discharge of this sacred obligation, and in aid thereof we invite the co-operation of all. That a "General Committee on Erection of a Soldiers' Monument" be appointed, to consist of the following persons:

General John A. Reynolds, Commander of George H. Thomas Post, G. A. R., Chairman, and all the members of said Post.

James Gosnel, Commander, and all the members of O'Rourke Post, G. A. R.
W. G. Martens, Comrauder, and all the members of Piessner Post, G. A. R.

Charles E. Fitch, Francis S. Kew, Adolph Nolte, Edward Clifton, Samuel H. Lowe, William Purcell, Joseph Luckey, Leonard Henkel.

The Clergy of the several denominations in this county.

Mayor C. R. Parsons, Hiram Sibley, Don Alonzo Watson, Patrick Barry, Hon. James L. Angle, Hon. Wm. C. Rowley, Hon. G. L. G. Seeley, Hon. F. P. Root, Hon. Henry L. Fish, Abram S. Mann, Nehemiah Osborn, Alfred Wright, George H. Thompson, Gilman H. Perkins, Samuel Wilder, George W. Crouch, James Vick, Silvanus J. Macy, Hon. George Raines, Hon. Lewis H. Morgan, James H. Kelly, Cyrus F. Payne, C. C. Morse, Samuel D. Porter, President M. B. Anderson, Daniel W. Powers, H. H. Warner, A. T. Soule, Hon. John Van Voorhis, Hon. John S. Morgan, Hon. John Cowles, Hon. W. Dean Shuart, Charles J. Burke, Rufus A. Sibley, Henry Michaels, Charles M. Everest, Frederick Cook, Thomas Leighton, Henry H. Craig, Mortimer E. Reynolds, Dr. E. M. Moore, Hon. J. C. Martindale, Hon. Roswell Hart, Chauncey Perry, Edward A. Frost, Charles E. Upton, Dr. S. A. Lattimore, Ezra R. Andrews.

The several members for the time being of the Board of Supervisors of Monroe county.

The several members for the time being of the Common Council and Board of Education of the city of Rochester.

Also all members of the several veteran military organizations, and all honorably discharged soldiers and sailors residing in Monroe county.

Also such persons in the several towns and wards as may be hereafter appointed by the Executive Committee.

That the Chairman of said General Committee be requested to call a meeting thereof at the earliest convenient date, to take proper action, and if they shall deem advisable to appoint from their number an Executive Committee of thirteen, who shall have especial charge of raising the necessary funds.

That the Executive Committee be authorized to choose from their number a President, a Secretary and a Treasurer, to take such steps as may be necessary to raise a fund of not less than \$20,000; and by and with the advice and approval of the General Committee, at a meeting thereof, to be called as soon as the necessary funds shall be pledged, to adopt a plan and select a site for such monument.

Resolved, That such Executive Committee be requested to co-operate in the arrangements for the observance of Decoration Day of this year, and in aid of the fund, to secure an address on that day, to be delivered by General W. T. Sherman, or some other distinguished person.

Resolved, That the Adjutant of this Post be directed to transmit copies of these resolutions to the several persons designated upon the General Committee, with a notice for a meeting thereof, to be held at such time and place as may be fixed by the Chairman thereof.

In accordance with the foregoing resolutions, a meeting of the General Committee on Erection of the Soldiers' Memorial Monument is hereby called to be held at the Mayor's office, on the 15th day of March, 1881, at 8 o'clock p. m. A full and prompt attendance is desired.
JOHN A. REYNOLDS,
Commander of George H. Thomas Post, G. A. R., Chairman.

C. W. WALL, Adjutant.
ROCHESTER, March 15th, 1881.

By Ald. Westbury—
Whereas, George H. Thomas Post, G. A. R., of this city, has assumed the initiative in a movement having for its object the erection of a soldiers' memorial monument for the city of Rochester and county of Monroe, in which they invite the co-operation of all, and having adopted and transmitted to this Board the preceding resolutions and accompanying notice for a meeting to be held at the Mayor's office this evening; therefore,

Resolved, That we do heartily endorse and approve of the project thus inaugurated, and by every proper means we will earnestly co-operate for the desired end with all who would honor and keep sacred the memory of those of our nation's defenders who went from our city and county.

Resolved, That this Board will adjourn at 8 o'clock, and that the general committee on erection of a soldiers' memorial monument be invited to meet in this chamber at that hour, instead of in the Mayor's office.

Hon. C. S. Baker was heard on the subject.
Ald. L. M. Otis moved to table for the present. Adopted.

By Ald. L. M. Otis—Bills of
George W. Connolly, repairing lamp tops..... \$ 75 53
H. C. Rose, counting lamps..... 37 50

Referred to Lamp Committee.
Ald. Hebing presented the petition of Henry Bender for permission to erect a wood building.

Referred to Wood Building Committee.
By Ald. Ira L. Otis—Bills of
H. C. McGlaehlin, sundries..... \$ 152 39
Erick and others, hack hire..... 24 00
Joseph Corbin, serving notices..... 14 78
Monroe Bills, posting..... 2 00
L. Brandt, Printing..... 30 75
M. Newdale & Son, broken column..... 25 00

Referred to Contingent Expense Committee.
Ald. Chambers presented the petition of Patrick Eagan for permission to erect a wood building, and moved that permission be granted. Adopted.

Ald. Chambers presented a petition for water mains in Reynolds st
Referred to the Water Works Committee and the Executive Board.

Ald. Mandeville presented the petition of Rose Reynolds for permission to erect a wood building.

Referred to the Fire Marshal for approval.
Ald. Mandeville presented a petition for water mains on Davis st.

Referred to Water Works Committee and Executive Board.

By Ald. Mandeville—Bills of
Rochester Gas Company, gas for city buildings..... \$ 118 64
George W. & C. T. Crouch, wood..... 6 00
Ed. Emerich, repairing clock..... 15 00
Howe & Snyder, plumbing Front street build- ing..... 29 27
John R. Brady, labor and material..... 268 37

Referred to the City Property Committee.
Ald. Felsing presented a petition of Margaret Byrne and moved its reference to the Assessment Committee. Adopted.

Ald. Edelman presented the petition of Wm. Knight for permission to erect a wood building and moved that permission be granted. Adopted.

By Ald. Weaver—Bills of
Christian Jongjohoun, bread..... \$ 36 36
H. A. Richmond, groceries..... 14 00

Mrs. A. Huhn, bread.....	41	91
Smith, Perkins & Co., groceries.....	228	88
Smith, Perkins & Co., groceries.....	99	43
L. Stovew & Co., shoes.....	185	82
G. W. & C. T. Crouch, rent.....	20	00
M. Yawman, bread.....	81	39
A. Hehner, bread.....	29	64
C. W. Gray, beans.....	10	40
G. C. Maurer, beans.....	5	77
A. A. Woodruff, repairing stove.....	36	00
Wm. Punch, undertaker.....	276	00
J. De Vos, pork.....	6	00
S. K. Woodruff, groceries.....	289	17
J. De Vos, pork.....	95	68
P. W. Taylor, disbursements.....		

Referred to the Poor Committee.
 Ald. Weaver presented the petition of Herbert L. Ward for permission to erect a wood building and moved that permission be granted. Adopted.

By Ald. Hart—Bills of
 R. Frank Enos, for expenditures for February \$ 90 57
 E. R. Andrews, docket book..... 30 50

Referred to the Finance Committee for payment.

By Ald. Hart—
REPORT OF THE POLICE CLERK FOR THE MONTH OF FEBRUARY, 1881.

POLICE COMMISSIONERS' OFFICE, }
 March 9th, 1881. }

GENTLEMEN:—I respectfully present the following as my report for the month of February, 1881:

February.	Crime.	Penalty.	Fine.
2—Edward Mead	drunk	\$ 3	3
Harriet Owens	assault	10	10
3—Rich. Engel	..	10	10
Elijah Thomas	petit larceny	10	10
4—Chas Chapman	drunk	10	10
Calvin B Hitchcock	..	5	5
Stephen O'Hara	..	10	10
7—Fred Moore	..	10	10
Thos McMahon	..	10	10
John Begg	..	10	10
John Sheehan	..	5	5
Christoff Brast	..	10	10
Mary Ortner	..	5	5
8—Chas Parris	embezzlement	cost	3
Wm H Keeley	drunk	5	5
James Hale	..	10	10
Bernard Flynn	..	5	5
Edward Marron	..	5	5
9—Edward Brown	..	5	5
10—Cornelius Sullivan	..	5	5
Oscar Overton	vio. ord.	100	100
Elizabeth Smith	..	100	100
11—John Hering	drunk	10	10
Daniel B Nelson	..	5	5
M A Thayer	..	10	10
12—Henry F Sinclair	..	10	10
14—Eleno McCandless	..	10	10
Wm Mooney	vio. ord.	10	10
Lottie Kiel	..	10	10
Thos Rigney	assault	20	10
Frank Hulbert	drunk	5	5
Mary Hulbert	..	5	5
Chas Bedwin	assault	10	10
John Quinn	..	50	10
John Callihan	..	5	5
Archibald Jarvis	drunk	5	5
15—Charlote Sullivan	..	5	5
16—Nora McGinniss	..	10	10
John Thomas	..	5	5
John Butler	..	5	5
Edward Begg	..	5	5
James McMahon	assault	3	3
David B Nelson	drunk	5	5
17—Michael Costello	..	5	5
Delia Clark	..	10	10
John Bartlett	..	5	3
Lizzie Tyre	..	5	5
Anthony Leach	..	10	10
18—Minnie O'Brien	..	5	1
Andrew Keller	vio. ord.	10	10
19—Isaac Hulbert	cruelty to animals	25	25
Geo Hazard	..	25	25
21—Wm Griffin	drunk	5	5
Morris Connors	..	10	10
Jacob Wunder	..	5	5
23—Jennie Tormey	..	10	10
Chas Wallace	..	5	5
Robt McFarling	..	5	5
Mary Martin	..	5	5
24—Jennie Williams	..	10	10
25—Timothy Higgins	cruelty to animals	10	10

26—Herman Salback	drunk	5	
Joseph E Williams	assault	cost	2
28—Joseph Connors	..	10	
Frank X Felix	..	10	10
Herman Arens	..	5	5

STATE OF NEW YORK County of Monroe, City of Rochester, ss.

I, B. Frank Enos, Police Clerk of said city, being duly sworn doth depose and say that the foregoing report contains a true and correct statement of all the moneys received by me as such Clerk during the month of February, 1881, for fines, penalties and costs imposed by the Police Justice of said city.

B. FRANK ENOS, Police Clerk.
 Sworn to before me this 9th day of March, 1881.
 CHAS. M. WILLIAMS, Notary Public.

Ordered received, filed and published.
 By Ald. Barron—

Resolved, That the Rochester & Irondequoit Railway Company be permitted to use compressed air power to propel cars upon its road, and that the Clerk of this Board serve upon the secretary of said company a copy of the proceedings of the Common Council had April 13th, 1881, in relation to granting permission to said company to lay its track; and that in case said company shall not within five days after such service file its assent thereto in writing with the Clerk, then the consent of the c. ty of Rochester to the construction, maintenance and operation of said railroad within the limits of said city is withdrawn.

Adopted
REPORTS OF STANDING COMMITTEES.

By Ald. Edelman—Resolved, That Frank Foey, Henry Huber, David E. Fichtner and Richard Tanner have permission to erect wood buildings under the direction of the Wood Building Committee and Fire Marshal.

Adopted.
 By Ald. Edelman—

To the Hon. the Common Council:

Your Wood Building Committee to whom was referred the petition of P. H. Curtis for permission to erect a wood building on Caledonia avenue would report adversely to the prayer of the petition.

LEWIS EDELMAN,
 J. J. HART.
 OWEN F. FEE,

Adopted. Committee.

Ald. Weaver from the Poor Committee, Ald. I. L. Otis from the Contingent Expense Committee, Ald. L. M. Otis from the Lamp Committee reported favorably the bills referred to their respective committees and moved their reference to the Finance Committee for payment.

Ald. Mandeville from the City Property Committee reported favorably on the bills referred to that committee and referred them to the Finance Committee for payment when there are funds applicable.

FINANCE BUDGET.

ROCHESTER, N. Y., March 9, 1881.
 By Ald. L. M. Otis—Resolved, that the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL FOR FEBRUARY, 1881.	
Cornelius R. Parsons, Mayor.....	\$208 33
Ambrose C. McGlachlin, Treasurer.....	333 33
John R. Fanning, City Attorney.....	196 66
Oscar H. Peacock, City Surveyor.....	196 66
L. M. Mandeville, City Clerk.....	137 50
David McKay, City Assessor.....	150 00
August M. Koeth, ..	150 00
Wm. Mahar, ..	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell, ..	150 00
William E. Werner, Clerk ..	50 00
Francis J. Irwin, City Messenger.....	83 33
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building..	50 00
W. C. Gray, Assistant Surveyor's Office.....	66 00
Wm. S. Smith, Jr., ..	66 00
W. J. Stewart, Chairman ..	44 00
Ambrose Redman Rodman ..	32 33
H. F. McGlachlin, Treasurer's office.....	116 66
C. H. Stilwell, ..	62 50

J. T. Tracy,	62 50
J. Y. Ella,	65 00
Edward Thomas,	30 00
Wm. Carroll, Fire Marshal,	53 33
Assessors' clerk hire month of February	41 67
Lunch for Council,	10 00

MISCELLANEOUS.

J. K. Post, copying ink, Surveyor,	1 25
M. Heaver, hack hire, Fire Marshal,	2 00
And charge that fund,	

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL FOR FEBRUARY, 1881.

Porter W. Taylor, Overseer,	\$116 66
James W. Stanley, Assistant Overseer,	66 66
Henry L. Achilles, Jr, bookkeeper,	58 33
Jacob Lutt, clerk,	40 00
Dr. Kempe, City Physician,	41 67
Dr. Weigel, City Physician,	41 67
Dr. Schmitt, City Physician,	41 67
Dr. Rockwell, City Physician,	41 67
Dr. O'Hare, City Physician,	41 67
Dr. Spencer, City Physician,	41 67
Vincent M. Smith, Excise Commissioner,	66 66
C. Herzberger,	66 66
Wm. F. Morrison,	66 66
Maurice Moynahan,	50 00
Joseph Eagan,	40 00

MISCELLANEOUS.

Haskins & Smith, medical supplies,	\$ 25 50
S. W. Wheeler, rent,	8 00
J. H. Pool, flour and meal,	213 39
William Emerson, ice,	5 50
Adam Vogel, meat,	25 00
Smith, Perkins & Co., groceries,	12 49
Brewster, Gordon & Co., groceries,	111 34
Christian Jongjohann, bread,	87 27
Jacob Howe & Son, bread,	72 30
Mathew Yawman, bread,	81 39
S. Stowe & Co., shoes,	185 82
And charge that Fund,	

LAMP DEPARTMENT FUND.

Citizens' Gas Co., lighting and care of lamps	
for Feb.,	\$2,612 50
Rochester Gas Co., lighting and care of lamps	
for Feb.,	2,053 33
Louis H. Miller & Co., care of lamps for Feb.,	\$79 80
Critchell & Irwin, repairing lamp tops,	110 72
Geo. W. Connolly,	25 69
And charge that Fund,	

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR FEBRUARY, 1881.

Dr. Chas. Buckley, Health Officer,	66 66
John H. Mason, Superintendent and Clerk,	50 00
A. C. Parsons, Inspector,	40 00
Michael Murray, Inspector,	40 00
John Meyer, Inspector,	40 00
Joseph Thompson, Inspector,	40 00
Henry M. Reinold, Keeper Hope Hospital,	40 00
John O'Rourke, sewer flusher,	40 00
John Varce,	40 00

MISCELLANEOUS.

M. Huntington, oil,	\$ 1 50
John O'Rourke, board of horse,	36 00
F. X. Massett, hack hire,	3 00
Ernest Hart, printing,	8 50
Ernest Hart, printing,	6 00
John H. Mason, burying dead animals,	8 00
And charge that fund,	

CITY PROPERTY FUND.

Charles M. Baettie, salary to March 1st,	\$30 00
A. K. Tower, lamp for Municipal Court,	6 85
Robbins, Wilds & Co., wood,	7 00
Cutting & Cooney, blacksmithing,	1 30
And charge that fund,	

POLICE DEPARTMENT FUND.

Geo. Truesdale, salary for Feb.,	\$187 50
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POLICE PAY ROLL FOR FEBRUARY, 1881.

Alex. M'Lean,	\$130 00
Samuel Brown,	80 00
Peter Hughes,	80 00
W. J. Rogers,	80 00
Thos. Lynch,	80 00
P. C. Kavanagh,	80 00
Thos. A. Burchell,	80 00
Caleb Pierce,	80 00
Peter Lauer, Jr.,	80 00
Jos. P. Cleary,	80 00
Henry Baker,	80 00
Ferry Marzluff,	80 00
Frank B. Allen,	70 00
W. R. M'Arthur, 25 days,	53 50
Jacob Frank,	70 00
John C. Hayden,	70 00
John Wangan,	70 00
Hugh Johnston,	70 00

Hugh Clark,	70 00
John J. Garrett,	70 00
John H. Dana,	70 00
Ed. Van Vorst,	70 00
John C. M'Quatters, 28 days,	65 52
Wm. White,	70 00
Thos. Duklow,	70 00
Fred. Griebel,	40 00
Patrick H. Sullivan,	102 00
Chas. M'Cormick,	80 00
Jos. S. Roworth,	80 00
Wm. F. Lush, 29 days,	67 86
Earth. Crowley,	70 00
Robt. Burns,	70 00
Ralph Bendon, 21 days,	63 18
Jacob Harter,	70 00
Thos. Crouch, 28 days,	65 52
Andrew Connolly, 29 days,	67 86
Wm. F. O'Neill,	70 00
Benj. C. Furthur,	70 00
Wm. Keith, 10 days,	23 40
B. Horcheler, 28 days,	65 52
John Mitchell,	70 00
Robt. M'Kee,	70 00
Chas. E. Fowler,	70 00
Michael Brady,	70 00
Wm. M'Keary,	70 00
Joseph Legler,	70 00
Wm. H. DeWitt,	70 00
Nicholas J. Loos,	70 00
Robert Sloan,	70 00
Samuel Schwartz,	70 00
Jas. A. Johnson,	70 00
Patk. Hocer,	70 00
Louis Jessorer,	70 00
Frank Vahue, 29 days,	67 86
Michael Cain,	70 00
Wm. Burgess,	70 00
Michael Hynes,	70 00
Chas. Hart,	70 00
Frank D. Fay,	70 00
Geo. Hofner, 21 days,	63 18
James P. Flynn,	70 00
John Monaghan,	70 00
John B. Davis,	70 00
Henry D. Shore, 28 days,	65 52
Michael Wolf, Jr., 29 days,	67 86
John M. Reis,	70 00
Charles W. Peart,	70 00
Wm. Laragy,	70 00
Louis Noid,	70 00
Ferry Twaig,	70 00
Ed. McDonough,	70 00
Older Oliver, 21 days,	63 18
John Dean,	70 00
Jos. St. Hellen,	70 00
Peter Hess, 29 days,	67 86
Daniel Goulding, Jr.,	70 00
Patrick Holoran, 28 days,	65 52
Henry Graven, 28 days,	65 52
Chas. Siefert,	70 00
Frank S. Skuse,	70 00
Oliver A. Youle,	70 00
Frederick Kippnut,	70 00
John Lepold, 21 days,	51 48
Hiram Rogers,	70 00
Mich. Hyland,	70 00
Jacob Markey,	60 00
B. Frank Enos, Clerk of Commissioners,	83 34
And charge that Fund,	

EXECUTIVE BOARD, OF THE CITY OF ROCHESTER,)

ROCHESTER, N. Y., Mar. 7, 1881.

To the Common Council:
The accompanying bills and estimates having been duly audited, examined and settled by this Board, are respectfully referred to your honorable board for payment, as required in Sec. 148 of the City Charter.
Respectfully submitted,

THOMAS J. NEVILLE,
Clerk of Executive Board.

Street Department—Highway Fund.

Connell & Denger, repairs, swing bridge,	\$ 1 15
F. X. Massett, hire,	4 50
L. Schmitt, horse shoeing,	8 00
Geo. E. Harris, disbursements,	10 10

Collecting Garbage—Garbage Fund.

Jacob Rauber, estimate No. 16,	\$250 00
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Water Works Department—Water Pipe Fund.

R. D. Wood & Co., specials for Holly extension,	\$ 13 08
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Water Works Department—Water Works Fund.

Burke, FitzSimons, Hone & Co., towels,	\$ 2 10
M. Ed. Servis & Co., frame, etc.,	2 12
Str et Department, iron work,	4 90
August Drees, wood,	15 00
Otto H. Fisher,	12 10
J. D. Bell & Son,	4 50
Smith & Oberst, supplies,	2 50
L. Schmitt, horse shoeing,	5 75
McConnell & Jones, fire brick and clay,	20 00

J. Emory Jones, repairing pumps, etc	440 20
S. B. Stuart & Co., coal	147 66
J. R. Chamberlin, packing, etc	38 00
S. H. Oviatt, feed and stabling	19 86
Alling Brothers, leather	1 45
National Meter Co., exchange of meters	265 00
R. H. Fox, supplies	11 33
James Field	1 55
A. H. Kasseall, horsehire, etc	10 00
Baekus & Co., repairs	1 80
T. J. Neville, clerk, disbursements	14 65
	\$1,020 47

Fire Department—Fire Department Fund.

Smith & Oberst, repairs and supplies	\$6 31
Gaahn & Bassett, plumbing	175 13
Thomas Brooks, repairing harness	10 85
L. W. Wehn, Dals bay	17 91
Strong & Woodbury, whips and repairs	9 00
F. X. Masseth, livery F. A. Tel	9 50
M. Heavey	21 00
W. Wray & Son, whips	81 33
G. Martens, fire badges	30 00
James Field, repairs and supplies	1 65
Rochester Gas Light Co., gas bills	19 86
T. J. Neville, clerk, disbursements	7 86
	\$390 04

EXECUTIVE BOARD OF THE CITY OF ROCHESTER,
Rochester, N. Y., March 14, 1881.

To the Common Council.

The accompanying bills and estimates having been duly audited, examined and settled by the Executive Board, are respectfully referred to your Hon. Board for payment, as required by Section 148 of the City Charter. Respectfully submitted,

THOS. J. NEVILLE,
Clerk of Executive Board.

Street Department—Highway Fund.

Henry Hebing, picks and handles	\$16 80
John Baker, removing carcasses	20 00
	\$36 80

Water Works Department—Water Works Fund.

William Carroll, repairing furnace	\$15 75
J. B. Colman, repairing meter	1 00
Ludlow Valve Mfg Co., valves	58 00
A. M. Semple, supplies	25 98
Thomas J. Neville, clerk, expenses of delegation to Albany	191 94
Henry Hebing, hardware	2 12
Thomas J. Neville, Clerk, postage stamps	5 00
	\$289 79

Fire Department—Fire Department Fund.

G. W. & C. T. Crouch, hire of teams	\$10 00
Henry Hebing, hardware	1 16
	\$11 16

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. Hebing—

To the Honorable the Common Council:

The undersigned, members of the committee having in charge the subject matter of the State Line Railroad suits, respectfully report:

That in pursuance and execution of a resolution, passed by your honorable body on the 22d of February ultimo, and approved by the Mayor on the 26th day of February ultimo, they executed to Walston H. Brown, Henry F. shoemaker and Henry A. Taylor, a written transfer and assignment of all the claims of the city of Rochester connected with the State Line Railroad Company, a copy of which written instrument is herewith submitted. They received as the consideration therefor the sum of \$17,500, and have disposed of it by paying up and satisfying the judgments for costs recovered against the city in the suits in question and costs of defendants on appeal, amounting to \$1,704.21; printing bill and stenographer's minutes, \$29.70; costs and expenses and two-thirds of contingent fee of the counsel employed by the committee, \$1,937.51. The balance of the sum, amounting to \$13,828.58, has been deposited in the city treasury to the credit of the contingent fund. Vouchers for the sums expended accompanying this report. The trust confided by your honorable body to the committee has now been discharged. It seems fit to recall the fact that the litigation just ended was authorized by your honorable body, and commenced under circumstances of much embarrassment. The Common Council hesitated to accept railroad stock as "fully paid," on which not more than twenty cents on the dollar had actually been paid or ex-

pected in the construction of the railroad. They had reason to fear that further heavy liabilities (like the deficiency of nearly \$2,000,000 which has actually occurred in the foreclosure sale), might be enforced by the creditors of the company against the holders of such stock, and they prudently sought and obtained the opinion of two eminent counselors in the city on the subject. The opinion given by these counselors seemed to impose on the common Council a public duty, to seek and obtain judicial construction of the rights of the city arising out of the contracts entered into relating to the State Line railroad. The duty was confided to your committee. They are confident that they and the counsel employed by them have endeavored faithfully to discharge it.

But the litigation necessary to the end in view might well be reconsidered and settled, when new circumstances supervened, such as have arisen from the judgments pronounced by the courts, the foreclosure of the mortgages on the railroad, and the organization of a new company.

The unanimity of the Common Council in adopting a resolution directing such settlement in the terms proposed by your committee is satisfactory and sufficient evidence that the conclusion which has been reached merits, as it seems to have received, public approval.

All of which is respectfully submitted.

HENRY HEBING,
P. BARRY,
JAMES E. BOOTH,
D. W. POWERS,
Committee.

Ordered received, filed and published.

Ald. Hebing presented the assignment and transfer and the vouchers in the matter of the State Line Railroad suits, ordered, received and filed.

Ald. Hebing moved that the State Line R. R. committee be discharged.

Ald L. M. Otis moved to add that the thanks of the Board be tendered to the committee. Adopted.

REPORTS OF SPECIAL COMMITTEES.

By Ald. Weaver—

ROCHESTER, March 15, 1881.

To the Common Council:

GENTLEMEN—The Special Committee to whom was referred the bill of R. R. Gay, report adversely to the payment of the bill.

(Signed) D. G. WEAVER,

P. WICKENS,

M. BARRON,

Committee.

Ald. L. M. Otis moved that the report be accepted and adopted. Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

OFFICE EXECUTIVE BOARD,
ROCHESTER, Feb. 28, 1881.

To the Common Council:

I have the honor to transmit herewith, statements showing the expenditures by the Executive Board for all purposes in the month of February; and the condition at this date of the several funds in the charge of the Executive Board:

Respectfully submitted,

THOS. J. NEVILLE, Clerk.

EXECUTIVE BOARD, CITY OF ROCHESTER,
Office City Hall, Feb. 28, 1881.

Statement showing the expenditures by the Executive Board for all purposes in the month of February, 1881; also the condition at this date of the several funds in the charge of the Executive Board:

Amount of orders on City Treasurer:		
Common Council orders	7,156 13	
Executive Board orders for labor	5,082 31	
Total		12,238 44
Charged different funds, as follows:		
Highway Fund	\$3,313 35	
Water Pipe Fund	362 33	
Water Works Fund	2,930 04	
Fire Department Fund	3,614 63	
Salary and Expense Fund	500 00	
Garbage Fund	100 00	

Exchange street sewer Fund.....	88 32
Sprinkling ordinances (28 in number)	1,329 17
Total.....	12,238 44
<i>Condition of Funds.</i>	
Dr. Balances:	
City Treasurer.....	\$ 38,145 24
Sidewalk Repair Fund.....	2,009 95
Graves street improvement.....	1,089 00
fund.....	324 75
East avenue sewer fund.....	10,880 23
Cr. Balances:	
Highway Fund.....	313 02
Water Works Fund.....	13,525 23
Water Pipe Fund.....	1,515 47
Water Works Fund (special).....	7,102 59
Fire Department Fund.....	1,545 41
Salary and Expense Fund.....	1,686 99
Garbage Fund.....	

\$36,568 54 36,568 94

Ordered received, filed and published.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, March 15, 1881.

To the Common Council

The owners of premises on the southeast corner of Lake avenue and White street have called the attention of the Executive Board to the condition of the Lyell and Saxton street outlet sewer, which passes underneath the building located at the point above named. The said owners complain that the sewer being in part uncovered on these premises, creates a nuisance which causes the tenants to refuse payment of rents, and they further allege that if the city does not abate the nuisance they will begin an action for damages. The Executive Board therefore request that the Common Council refer this matter to the proper committee, that they may advise, after due examination of the question of the liability of the city and the grounds of complaint of the alleged nuisance, what action, if any, the Executive Board should take.

Respectfully, THOS. J. NEVILLE, Clerk.
Referred to the Sewer Committee.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, March 9th, 1881.

To the Common Council:

GENTLEMEN: The Superintendent of Public Works of this State has just given notice to this Board that unless the bridge over the Erie canal, at Goodman street, is immediately brought into use by the construction of proper approaches to the same that the bridge will be removed to another location. As Goodman street is of great length, and is eventually to become a very important avenue, it seems prudent that the bridge should not be taken down, and this Board respectfully recommend that an ordinance be passed by the Common Council for the construction of said approaches. From the tenor of the communication received from the Canal Superintendent it is evident that unless the work is commenced immediately the bridge will be removed.

Respectful submitter,
EXECUTIVE BOARD,
per Thos. J. Neville, Clerk.

Ald. Hart moved that the City Surveyor be directed to prepare an ordinance for the building of approaches to the canal bridge at Goodman street and that the clerk be directed to notify the Superintendent of Canals of the action of this Board. Adopted.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD,
Rochester, March 15, 1881.

To the Honorable the Common Council:

The Executive Board respectfully suggest that your honorable body instruct the City Surveyor to draw the ordinances for sprinkling the coming season.

There are at least twenty-seven streets and avenues which will be sprinkled by ordinances, and the need of preparing early for this work is doubtless apparent to every member of the Common Council. Respectfully,

THOS. J. NEVILLE, Clerk.

Ordered received, filed and published.

By the Clerk—

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

I transmit to you herewith the opinion of Hon. James L. Angle, the referee before whom was recently tried the suit of William S. Little

against the city. The action was brought in the Supreme Court on or about the 9th day of November 1879, for alleged damage of \$1,000, to nursery stock of the plaintiff by reason of the overflow of the East avenue outlet sewer, caused as was claimed, by the negligence of the city.

The referee decides in favor of the city dismissing the suit with costs. The reasons of his decision are stated in said opinion.

Yours very respectfully,
JNO. R. FANNING, City Attorney.

Ordered received, filed and published.

By the Clerk—

CITY CLERK'S OFFICE
Rochester, March 9, 1881.

To the Honorable the Common Council:

In accordance with Section 29 of the revised City Charter, I report the following persons as having qualified and taken the oath of office.

F. J. IRWIN, City Clerk *pro tem*.

COMMISSIONERS OF DEEDS.

Henry Lochte, J. H. Hubacheck,
M. H. Merriman.

Ordered received, filed and published.

By the Clerk—

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, March 3, 1881.

To the Hon. The Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 3rd day of March, 1881, as required by section 59 of the City Charter.

	Balance Undrawn.
Board of Education Fund.....	\$1,084 46
Fire Department Fund.....	1,124 15
Poor Department Fund.....	12,936 98
Police Department Fund.....	3,942 45
Contingent Fund.....	5,956 34
Highway Fund.....	10,967 06
Lamp Fund.....	17,929 82
Health Fund.....	377 22
City Property Fund.....	104 78
House for Truants Fund.....	9 10
Park Fund.....	565 34

A. C. McGLACHLIN, Treasurer.

Subscribed and sworn to before me this 3rd day of March, 1881.

CHAS. H. STELWELL,
Commissioner of Deeds.

Ordered received filed and published.

By the Clerk—

REPORT OF EXCISE COMMISSIONERS FOR THE MONTH OF FEBRUARY, 1881.

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 Feb. 1st, and ending Feb. 28th, 1881, for licenses to sell and dispose of strong and spirituous liquors, ale, wine and beer, in quantities less than five gallons at a time, to-wit:

Geck, Henry, 16 Exchange Place.....	\$20 00
Donivan, Daniel, 21 Monroe av.....	40 00
Boyd L. C., Hill cor Ford st.....	20 00
Sellinger, John, 190 N. Clinton st.....	53 00
Goetz, Geo M., 86 St. Joseph st.....	20 00
Lee, John, 176 Exchange st.....	20 00
Drake, Elizabeth, 27 Orange st.....	20 00
Port, Charles, 44 Herman st.....	40 00
Galli, Christian, 111 North ave.....	30 00
Shengler, John, Campbell cor. Childs st.....	40 00
Rusch, John, 30 Mumford st.....	50 00
Murray & Rauber, 13 S. St. Paul st.....	40 00
Finger, Frank V., 6 Hanover st.....	20 00
Shaw, Benjamin F., 173 and 180 West ave.....	40 00
Knapp, Geo. J., Orange cor. Walnut sts.....	40 00

Total amount received and deposited with the City Treasurer..... \$493 00
Dated Rochester, N. Y., Feb. 28th, 1881.

State of New York, County of Monroe, City of Rochester, ss.:

Vincent M. Smith, Conrad Herzberger and William F. Morrison, of said city and 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 the persons therein given, are correctly set forth in said report, and that the same embraces all of the moneys received from February 1st to February 28th, 1881, inclusive.

VINCENT M. SMITH,
CONRAD HERZBERGER,
WILLIAM F. MORRISON,

Excise Com'rs.

Sworn to before me this 28th day of February, 1881.

E. F. STILWELL,

Com. of Deeds in and for the city of Rochester, N. Y.

By Ald. Ira L. Otis—

WESTERN HOUSE OF REFUGE,
SUPERINTENDENT'S OFFICE,
Rochester, March 5th, 1881.

To the Honorable the Common Council of the City of Rochester, N. Y.

GENTLEMEN.—The undersigned committee, appointed by the Board of Managers of the Western House of Refuge at a meeting of said board on the 21st day of December 1880, would most respectfully petition your honorable board to open a street south of the south line of the House of Refuge lands, running along said south line from Backus avenue to the Erie Canal.

HENRY S. HEBARD,
E. B. CHACE,
LEVI S. FULTON,

Committee.

Ald. Ira L. Otis moved to refer to the Committee on Opening and Alteration of Streets. Adopted.

ACTION ON ORDINANCES.

FIRST ORDINANCE.

OPENING A STREET FROM STATE STREET TO SOPHIA STREET.

By Ald. Tracy — Resolved, That the City Surveyor ascertain and report to this Council the expense of opening a street 60 feet in width, extending from the west line of State street to the east line of Sophia street, and passing between the 1st Baptist and the 1st Methodist churches.

Adopted.

The Surveyor submitted as such estimate \$125,000.

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

The opening of a street 60 feet in width, extending from the west line of State street to the east line of Sophia street, and passing between the 1st Baptist and the 1st Methodist churches.

And the territory deemed necessary to be taken therefor is bounded and described as follows, viz.: Beginning at a point in the west line of State street 42 feet north of the south line of property owned by Silas D. Walbridge; thence westerly in a direct line to a point in the east line of Pindle alley, 42 feet north of said Silas D. Walbridge's south line; thence northerly along the east line of Pindle alley 60 feet; thence easterly on a line parallel with an 60 feet north of the first described line, to the west line of State street; thence southerly along the west line of State street 60 feet, to the place of beginning; being 16 feet front on State street of property belonging to Silas D. Walbridge, 23½ feet front of property belonging to William Churchill, and 20½ feet front of property belonging to James E. Hayden.

Also, the following territory, bounded and described as follows, viz.: Beginning at the intersection of the north line of property owned by Julia Ver Valin with the east line of Fitzhugh street; thence easterly along said Julia Ver Valin's north line to the west line of Pindle alley; thence northerly along the west line of Pindle alley 60 feet; thence westerly on a line parallel with and 60 feet north of the first described line, to the east line of Fitzhugh street; thence southerly along the east line of Fitzhugh street 60 feet to the place of beginning; being 22 feet front on Fitzhugh street of property belonging to Dr. Shipman, 22 feet front of property belonging to the heirs of Mary A. Curran, and 16 feet front of property belonging to Belle S. Miller.

Also, the following territory, bounded and described as follows, viz.: Beginning at a point in the west line of Fitzhugh street and 4½ feet north of the south line of property owned by Josiah C. Miller; thence westerly in a direct line to a point in the east line of Montgomery alley opposite the north line of the property owned by Mary A. Harris; thence northerly along the

east line of Montgomery alley 60 feet; thence easterly on a line parallel with and 60 feet north of the first described line to the west line of Fitzhugh street; thence southerly along the west line of Fitzhugh street 60 feet, to the place of beginning; being 23½ feet front on Fitzhugh street of property belonging to Josiah C. Miller, and 34½ feet front of property belonging to the 1st M. E. Church society.

Also, the following territory, bounded and described as follows, viz.: Beginning at the intersection of the north line of property owned by Mary A. Harris with the east line of Sophia street; thence westerly along said Mary A. Harris's north line to the west line of Montgomery alley; thence northerly along the west line of Montgomery alley 60 feet; thence westerly on a line parallel with and 60 feet north of the first described line, to the east line of Sophia street; thence southerly along the east line of Sophia street 60 feet, to the place of beginning; being 27 feet front on Sophia street of property belonging to Mary Parkhurst, 27 feet front of property belonging to Mary McLean, and 6 feet front of property belonging to James Matthews and Silas A. Servis.

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 \$125,000, which estimate is hereby approved;

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

The entire first ward; also, all that portion of the Second Ward bounded on the east by the Genesee River, and on the west by Sophia street, and lying south of the south line of Centre 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 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 six per cent per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 22d, 1881, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

IMPROVEMENT OF GIBBS STREET.

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

An ordinance to improve Gibbs street from East avenue to East Main street.

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

The improvement of Gibbs street from East avenue to East Main street, by constructing a gravel roadway 18 feet wide, with gutters and curbstones on each side thereof, making the roadway 24 feet in width between curb stones. Also a 4 feet flag walk on each side of the street, to be laid outside of the line of trees.

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 \$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 Gibbs street from East avenue to East Main 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 six per cent per annum.

Ald. Mandeville moved the ordinance be indefinitely postponed. Adopted.

FINAL ORDINANCE NO. —
SEWER IN NORTH AVENUE.

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

An ordinance to construct a stone sewer, in North avenue, from a point 30 feet north of the north line of East Main street to the sewer in University avenue. 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 sewer with stone bench walls and curved invert, and 1½ by 2½ feet in size, in North avenue, from a point 30 feet north of the north line of East Main street, to the sewer in University avenue. 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 \$3,700, 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 North avenue, from the north line of East Main street, to the south line of University street, excepting the lots on the north-east and north-west corner of East Main street, and North 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 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 at six per cent. per annum.

Ald. Hart moved that the ordinance be postponed until the first regular meeting in April.

Lost by the following vote:

Nays—Ald. Tracy, Barron, Westbury, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Hart—15.

Ald. Chambers moved the adoption of the ordinance. Lost by the following vote:

Ayes—Ald. Westbury, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Weaver—8.
Nays—Ald. Tracy, Barron, L. M. Otis, Fee, Wickens, Edelman, Kelly, Hart—8.

UNFINISHED BUSINESS.

Oak street re-assessment came up.

Ald. Hebing moved to postpone until next meeting. Adopted.

Ald. L. M. Otis moved that all unfinished business be postponed until the next meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. Fee moved to proceed to vote for City Clerk. Adopted.

For City Clerk James T. McMannis was named by Ald. Tracy, Barron, L. M. Otis, Fee, Chambers, Mandeville, Felsing, Wickens, Edelman, Kelly, Hart—11.

Nathan B. Heath was named by Ald. Westbury, Hebing, Walbridge, Weaver—4.

Edward Angevine was named by Ald. Ira L. Otis—1.

James T. McMannis having received the concurrent vote of the Board was duly elected City Clerk.

Ald. Tracy moved to proceed to vote for Police Commissioner. Adopted.

For Police Commissioner, Frederick Zimmer was named by Ald. Tracy, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Kelly, Hart—14.

L. M. Otis was named by Ald. Barron, Weaver—2.

Frederick Zimmer having received the concurrent vote of the Board was duly elected Police Commissioner.

Ald. Fee moved to proceed to elect Commissioners of Deeds and that the Clerk cast the ballot.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

The following named persons having received the concurrent vote of the Common Council, were duly elected Commissioners of Deeds.

Emmett S. Ray, John L. Ryan,
Otto C. Popp, William Mills,
Charles J. Madden, N. S. Fullam,
Henry B. Hathaway, T. F. Stark,
Seward W. Whittlesey.

MISCELLANEOUS BUSINESS.

By Ald. Hart—Resolved, That the Finance Committee be requested to make the city's note for five (\$5,000) thousand dollars for the laying of water mains on North Goodman street, and charge the same to Water-works fund.

Ald. L. M. Otis moved to refer to the Finance Committee.

Adopted by the following vote:

Ayes—Ald. Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Walbridge, Mandeville, Wickens, Weaver—9.

Nays—Ald. Tracy, Barron, Chambers, Felsing, Edelman, Kelly, Hart—7.

Ald. Hart moved that the Finance Committee report at the next meeting. Adopted.

By Alderman Felsingner—Whereas, Lots No. 5 and 15 of the Elliott subdivision. — tract, Penn street, Eighth Ward, was assessed for Clifton and Reynolds street sewer No. 1580, 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 February 28, 1881, and on file in the Treasurer's office, a copy of which is attached here to, be released from the lien of such assessment upon the payment of \$14.30, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Feb. 28, 1881. }

A. C. McGLACHLIN, 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 1881, to James J. Crouch viz.:

Lot No. 5, D. F. Elliott subdivision of lot 112, — Tract, south side of Penn street, Eighth ward, 31 feet front, 81 feet rear, and 77 feet deep.

And that the owner of said property should pay as his portion of tax for Clifton and Reynolds street sewer, the sum of \$14.30, 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.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 3, 1881. }

(A true copy.) A. C. McGLACHLIN, Treasurer.

By Ald. Felsingner—Whereas, lot No. 110, SE pt of the Granger, Sibley & Field tract, West ave, 8th ward, was assessed for Brown street walk, 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 March 4, 1881, 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 5 cents, with expenses and interest, in pursuance of said certificate. Adopted.

[COPY.]

CITY ASSESSOR'S OFFICE,

ROCHESTER, N. Y., March 4, 1881. }

A. C. McGLACHLIN, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property will be assessed upon the assessment rolls for the general city tax for the year 1881 to Emily H. Gordon, viz:

SE. pt. No. 110, Granger, Sibley & Field tract, north side of West avenue, Eighth Ward, 32.6 feet front, 32.6 feet rear, and 100 feet deep, and that the owner of said property should pay as his portion of tax for Brown street walk the sum of 5 cents upon the payment of a release from the lien of the same upon the above described land.

(Signed)

D. MCKAY,
AUG. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,

ROCHESTER, N. Y., March 4, 1881. }

(A true copy.)

A. G. McGLACHLIN, Treasurer.

By Ald. Felsing—Whereas, lot No. 80-81 of the Galusha Tract, Almira street, Fifth Ward, was assessed for Almira street sewer under one valuation and in amount, and is now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated Feb. 28, 1881, 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 \$44.96, with expenses and interest, in pursuance of said certificate.

Adopted.

[COPY.]

CITY ASSESSORS' OFFICE,

ROCHESTER, N. Y., Feb. 28, 1881. }

A. C. McGLACHLIN, 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 1881 to Chas. S. Cook, viz:

Lot No. 80, Galusha Tract, west side of Almira park, Fifth Ward, 40 feet front, 40 feet rear, and 80 feet deep, and that the owner of said property should pay as his portion of tax for Almira street sewer the sum of \$44.96, 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., March 3, 1881. }

(A true copy.)

A. C. McGLACHLIN, Treasurer.

By Ald. Felsing—

LOCAL IMPROVEMENT ASSESSMENTS.

CITY TREASURER'S OFFICE,

ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,134, for sprinkling Mill 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 \$132.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,134.

SPRINKLING MILL STREET

Whereas, The Common Council did upon the 1st day of June, 1880, enact an ordinance for sprinkling Mill street,

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$132.00, 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 Mill street, from Exchange place to Platt street.

Therefore, resolved, That the sum of \$132.00, 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881. }

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 2,133 for sprinkling North St. Paul street, section 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 \$132.00.

Yours respectfully,

A. C. McGLACHLIN, Treasurer

LOCAL IMPROVEMENT ASSESSMENT NO. 2,133.

SPRINKLING NORTH ST. PAUL STREET.

Whereas, The Common Council did upon the 1st day of June, 1880, enact an ordinance for sprinkling North St. Paul street, section 3,

And Whereas The City Treasurer has reported the actual expenses of said improvement to be the sum of \$132.00, 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 St. Paul street, from Vincent place to the north line of Hart avenue.

Therefore, Resolved, That the sum of \$132.00, 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, March 19th, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE,
ROCHESTER, March 2d, 1881. }

To the Honorable the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,131, for sprinkling Allen 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 \$213 27-100.

Yours respectfully

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,131.

SPRINKLING ALLEN STREET.

Whereas, The Common Council did upon the 1st day of June, 1880, enact an ordinance for sprinkling Allen street,

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$213 27-100, 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 Allen street, from State street to Erie Canal, excepting the lots on the northwest and southwest corners of Allen and State street.

Therefore, Resolved, That the sum of \$213 27-100, 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 on Saturday, the 19th day of March,

1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881.

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,126, for sprinkling East 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 \$192.17.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT, No. 3,126.

SPRINKLING EAST MAIN STREET.

Whereas, The Common Council did upon the 18th day of May, 1880, enact an ordinance for sprinkling East Main street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$192.17, including such interest as the city has paid or become liable for.

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

All the lots and parcels of land on each side of East Main street from Franklin street and East avenue to Asylum street.

Therefore, Resolved, That the sum of \$192.17, 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 19th day of March, 1881, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2d, 1881.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 214, for sprinkling North St. Paul st., 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 \$220.00.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2124.

SPRINKLING NORTH ST. PAUL STREET.

Whereas, The Common Council did upon the 18th day of May, 1880, enact an ordinance for sprinkling North St. Paul street, sec.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$220.00, 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 St. Paul street, from the N. Y. C. & H. R. R. K. to the north line of Vincent Place.

Therefore, Resolved, That the sum of \$220.00 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 18th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2d, 1881.

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2123 for sprinkling Chestnut 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 \$188.82.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2123.

SPRINKLING CHESTNUT STREET.

Whereas, The Common Council did upon the 4th day of May, 1880, enact an ordinance for sprinkling Chestnut street.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$188.82 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 Chestnut street, from East avenue to Monroe avenue, excepting the lots heretofore designated by previous ordinances to be assessed for sprinkling East avenue and Monroe avenue.

Therefore, resolved, That the sum of \$188.82 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881.

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2116, for sprinkling Monroe 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 \$252.53-100.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2116.

MONROE AVENUE SPRINKLING

Whereas, The Common Council did upon the 20th day of April, 1880, enact an ordinance for sprinkling Monroe avenue.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$252.53-100, 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 Monroe avenue from South Clinton street to Union street.

Therefore Resolved, That the sum of \$252.53-100, 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 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2115, for sprinkling Andrews 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 \$133.28.

Yours respectfully,

A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2115.

ANDREWS STREET SPRINKLING.

Whereas, The Common Council did upon the 20th day of April, 1880, enact an ordinance for sprinkling Andrews street.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$133.28, 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 Andrews street from North avenue to the river bridge.

Therefore, Resolved, That the sum of \$133.28, 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, March 19, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,114, for Sprinkling Plymouth Avenue, Sec. 2, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur as is entitled to, for the use of its funds, is \$108.09.

Yours respectfully,

A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,114.

SPRINKLING PLYMOUTH AVE.

Whereas, The Common Council did upon the 20th day of April, 1880, enact an ordinance for Sprinkling Plymouth Ave., Sec. 2.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$108.09, 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 Plymouth ave., from Troup st. to Adams st.

Therefore, Resolved, That the sum of \$108.09, 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 19th day of March, 1881, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board has notified me that the work authorized under

Ordinance No. 2,113, for Sprinkling South Washington 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 \$108.65.

A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,113.

SPRINKLING SOUTH WASHINGTON STREET.

Whereas, The Common Council did upon the 20th day of April, 1881, enact an ordinance for Sprinkling South Washington street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$108.65, 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 Washington street, from the Erie canal to Troup street.

Therefore, Resolved, That the sum of \$108.65, 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., March 2, 1881. }

To the Honorable the Common Council:

GENTLEMEN: I hereby notify that the Executive Board have notified me that the work authorized under Ordinance No. 2,122, for Sprinkling South St. Paul 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 \$254.50.

A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,122.

SPRINKLING SOUTH ST. PAUL STREET.

Whereas, The Common Council did upon the 4th day of May, 1880, enact an ordinance for Sprinkling South St. Paul street,

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$254.50, 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 South St. Paul street, from East Main street to the Erie canal, excepting the lots on the southeast and southwest corners of East Main street and South St. Paul street.

Therefore, Resolved, That the sum of \$254.50, 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 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 2121, for sprinkling North Clinton 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 \$122.70.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,121.

SPRINKLING NORTHCLINTON STREET.

Whereas, The Common Council did upon the 4th day of March, 1881, enact an ordinance for sprinkling North Clinton street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$122.70, 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:

All the lots and parcels of land on each side of North Clinton st. from Andrews st. to the N. Y. C. & H. R. R. R., excepting the lots on the northeast and northwest corners of North Clinton and Andrews streets.

Therefore, Resolved, That the sum of \$122.70, 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2d, 1880.

To the Hon. Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,112, for sprinkling State street and Lake 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 \$390.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT, ASSESSMENT NO. 2,112.

SPRINKLING STATE STREET AND LAKE AVENUE.

Whereas, The Common Council did, upon the 20th day of April, 1880, enact an ordinance for sprinkling State street and Lake avenue.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$390, 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 State street and Lake avenue from the N Y C & H R R to the north line of Jones avenue.

Therefore, Resolved, That the sum of \$390, 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2d, 1881.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,110, for sprinkling Clinton 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 \$241.21.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,110.

SPRINKLING CLINTON STREET.

Whereas, The Common Council did upon the 23d day of March, 1881, enact an ordinance for sprinkling Clinton street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$241.21, 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 Clinton street from Andrews st. to Monroe avenue.

Therefore, Resolved, That the sum of \$241.21, 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 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, March 2, 1881.

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,108, for sprinkling West 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 \$571.40.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,109.

SPRINKLING WEST AVENUE.

Whereas, The Common Council did, upon the 23d day of March, 1880, enact an ordinance for sprinkling West avenue.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$571.40, 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 York street.

Therefore, Resolved, That the sum of \$571.40, 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 19th day of March, 1881, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Aye—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsinger, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, March 2, 1881.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,108, for sprinkling East and West Main streets, 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 \$663.94.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,108.

SPRINKLING EAST AND WEST MAIN STREETS.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for sprinkling East and West Main streets;

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$673.94, 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 East and West Main streets from East avenue to the Erie Canal.

Therefore, Resolved, That the sum of \$663.94, 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 19th day of March, 1881, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881.

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 2107, for sprinkling East avenue, sec. 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 \$436.35.

Yours respectfully,

A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,107.

SPRINKLING EAST AVENUE—SEC. 2.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for the sprinkling of East avenue, section 2.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$436.35 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 land on each side of East avenue, from the east line of Alexander street, to the city line.

Therefore, Resolved, That the sum of \$436.35, 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881.

To the Honorable the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 2,106, for sprinkling East avenue, 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 \$371.70.

Yours respectfully,

A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,106.

SPRINKLING EAST AVENUE—SEC. 1.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for sprinkling east avenue, section 1.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$371.70 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:

All the lots and parcels of lands on each side of East avenue, from East Main street to the east line of Alexander street.

Therefore, Resolved, That the sum of \$371.70, 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881.

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,105, for sprinkling Plymouth ave., Sec. 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 \$99.21.

Yours respectfully,

A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,105.

SPRINKLING PLYMOUTH AVENUE.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for sprinkling Plymouth ave., Sec. 1.

And, whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$99.21, 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 Plymouth ave., from the Erie Canal to Troup st.

Therefore, Resolved, That the sum of \$99.21, 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 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881.

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,104, for sprinkling Lake ave., 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 \$515.26.

Yours respectfully,

A. C. MCGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,104.

SPRINKLING LAKE AVENUE.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for sprinkling Lake avenue.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$515.26, including such interest as the city has paid or become liable for.

All the lots and parcels of land on each side of Lake ave., from the north line of Jones ave. to the north line of the Sweeting property.

Therefore, Resolved, That the sum of \$515.26, being the whole amount of expenses 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2103, for Sprinkling State 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 \$205.63.

Yours respectfully,
A. C. MCGILCHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,103.

SPRINKLING STATE STREET.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for the Sprinkling of State street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$205.63, 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 each side of State street from the N. Y. C. & H. R. RR. to Main street.

Therefore, Resolved—That the sum of \$205.63, 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. Mahar, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, and 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,102, for Sprinkling Front 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 \$202.71.

Yours respectfully,
A. C. MCGILCHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,102.

SPRINKLING FRONT STREET.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for Sprinkling Front street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$202.71, including such interest as the city has 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 N. Y. C. & H. R. RR. Company's depot.

Therefore, Resolved—That the sum of \$202.71, 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. 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 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 19th day of March, 1881, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2120, for sprinkling North St. Paul street, Sec. 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 \$208.

Yours respectfully,
A. C. MCGILCHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2120.

SPRINKLING NORTH ST. PAUL STREET, SEC. 1.

Whereas, The Common Council did, upon the 4th day of May, 1880, enact an ordinance for sprinkling North St. Paul street, Sec. 1;

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$208.00, 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 St. Paul street from East Main street to the N. Y. C. & H. R. RR., excepting the lots heretofore designated by previous ordinances to be assessed for sprinkling East Main street and Andrews street.

Therefore, Resolved, That the sum of \$208.00, 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. 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, and 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 2, 1881. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,117, for sprinkling North 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 \$94.92.

Yours respectfully,
A. C. MCGILCHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,117.

Whereas, The Common Council did upon the 20th day of April, 1880, enact an ordinance for sprinkling North avenue;

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$94.92, 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 East Main street to University avenue.

Therefore, Resolved, That the sum of \$94.92, 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. 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 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver Kelly—14.

CITY TREASURER'S OFFICE,
 ROCHESTER, N. Y., March 2d, 1881. }
 To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,161, for sprinkling Meigs 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 \$233.59.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,101.

SPRINKLING MEIGS STREET.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for sprinkling Meigs street.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$233.59, 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 each side of Meigs street, from East avenue to Monroe avenue.

Therefore, Resolved, That the sum of \$233.59, 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

CITY TREASURER'S OFFICE,
 ROCHESTER, March 2d, 1880. }

To the Honorable the Common Council:
 GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,100, for sprinkling Park 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 \$170.81.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT—NO. 2,100.

SPRINKLING PARK AVENUE.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for sprinkling Park avenue.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$170.81, 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 Park avenue, from Alexander street to Goodman street.

Therefore, Resolved, That the sum of \$170.81, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher, Aug. M. Koeth and 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 19th

day of March, 1881, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver Kelly—14.

CITY TREASURER'S OFFICE,
 ROCHESTER, N. Y., March 2d, 1881. }

To the Hon. the Common Council:
 GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,099, for sprinkling Spring 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 \$186.08.

Yours respectfully,

A. C. McGLACHLIN, Treasurer

LOCAL IMPROVEMENT ASSESSMENT No. 2,099.

SPRINKLING OF SPRING STREET.

Whereas, The Common Council did upon the 23d day of March, 1880, enact an ordinance for sprinkling Spring street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$186.08, 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 Spring street, from Exchange street to Caledonia avenue.

Therefore, Resolved, That the sum of \$186.08, 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 land and houses within the portion or part of said city so designated, of the said amount of expense, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

CITY TREASURER'S OFFICE,
 ROCHESTER, N. Y., March 2d, 1881. }

To the Hon. the Common Council:
 GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,098, for sprinkling Union 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 \$152.44.

Yours respectfully,

A. C. McGLACHLIN, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,098.

SPRINKLING UNION STREET.

Whereas, The Common Council did on the 23d day of March, 1880, enact an ordinance for sprinkling Union street.

And, Whereas, The City Treasurer has reported the actual expense of said improvement to be the sum of \$152.44, 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 is described as follows:

All the lots and parcels of land on each side of Union street, from Alexander street to Monroe avenue.

Therefore, Resolved, That the sum of \$152.44, 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 19th day of March, 1881, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly—14.

Ald. Walbridge presented the petitions of B. F. Calkins and E. J. B. Crittenden for permission to erect a wood building.

Referred to the Wood Building Committee.
By Ald. Walbridge—

Whereas, The Rochester, Lake Side and Brad-dock's Bay Railroad commissioners having obtained the consent in writing of more than one-half the value of the property bounded on the streets designated by them for the route of said railroad, as shown by the certificates of the City Assessors, and in accordance with chapter 606 of the laws of 1875; therefore

Resolved, That permission be and is hereby granted the Rochester, Lake Side and Brad-dock's Bay Railroad company to construct, maintain and operate a line of railway from West street through Lyell avenue to Oak street, through Oak street to the New York Central and Hudson River railroad, thence across private lands to Kent street, across Kent street and across private lands to Bolivar street, through Bolivar street to Jay street, in the city of Rochester, on the following conditions, to wit: The said railroad tracks through and across said streets shall be three feet narrow gauge, and laid with a flat rail on the grade of said streets; and that the cars upon said railway shall be propelled through said streets by an enclosed dummy steam motor, such as are used for passenger service in the streets of other cities. It is hereby further stipulated by said railway company that all the expense of construction and keeping in repair said railway through said streets shall be paid by said railway company; and that the road-bed of said streets shall be left in as good condition as it was before the construction of said railroad.

Dated at Rochester this 9th day of March, 1881.

Ald. Barron moved to table. Adopted

By Ald. Hebing—Resolved, That F. H. Reddy be granted a license to open a market at 117 North avenue, on his paying into the city treasury the sum of one dollar.

By Ald. Hebing—Resolved, That the City Clerk be and is hereby directed to draw an order on the City Treasurer in favor of the City Attorney for seventy (\$70) dollars for witness fees disbursements in the cases of William C. Baine, of Hannah F. Browne, George Klem and others, and other case against the city, and charge contingent fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Mandeville, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—16.

By Ald. Hebing—Resolved, That the City Clerk be and is hereby directed to draw an order on the City Treasurer in favor of the City Attorney for \$162.60 for referee's fees in the case of Wm. S. Little against the city and charge contingent fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—14.

Nays—Ald. I. L. Otis.

By Ald. Fee—Resolved, That W. J. Owens be granted a market license for the corner of Evergreen and North St. Paul street on his paying into the treasury the sum of one dollar. Adopted.

By Ald. L. M. Otis—Resolved, That the City Clerk draw an order on the City Treasurer in favor of the chairman of the Board of Inspectors of Election (including clerks of each election district for the sum of \$75 in full for services at the charter election of 1881; also, orders for each election polls for the sum of \$30, except the city of Rochester, also, an order in favor of William Coughlin and Engine Company No 1 for fifted (\$15) dollars each and charge contingent fund.

The Clerk, when requested, will draw the orders in favor of the individual inspectors and clerks.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

By Ald. L. M. Otis—Resolved, That the City Treasurer be and is hereby directed to transfer \$750 from the Garbage Fund to the credit of the Health Fund. Adopted.

By Ald. L. M. Otis—Resolved, That the Rochester Gas Co., the Citizen's Gas Co. and Lewis H. Miller & Co. be and they are hereby requested to report to the City Clerk within one week from to-day the name of the street and the number of lamps thereon. Adopted.

By Ald. L. M. Otis—Resolved, That the amount of the official bond of the City Treasurer be fixed at \$75,000, being the same as the present bond. Adopted.

By Ald. M. Otis—Resolved, That the City Treasurer be and he is hereby authorized to make the city's note for \$15,000, get the same discounted and credit \$14,000 thereof to the police fund and the balance of \$1,000 to the credit of the city property fund, and charge discount to contingent fund. Note to be countersigned by the Chairman of the Finance Committee.

Adopted by the following vote:

Ayes—Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. L. M. Otis called up Ald. Westbury's resolution in relation to the soldiers' monument, and moved its adoption. Carried.

Ald. Westbury presented a petition from Mrs. Elizabeth N. Fisk, for relief and damages from Lyell and Saxton street sewer.

Ald. Hart moved its reference to the Law Committee. Adopted.

The Board then adjourned.

FRANCIS J. IRWIN, City Clerk *pro tem.*

In Common Council, March 22, 1881.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, I. L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

Absent—Ald. Mandevill—1.

The minutes of the last meeting were approved as published in book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Westbury—Bill of

E. H. Cook & Co., trimming arch.....\$ 19 50

Referred to Contingent Expense Committee.

Ald. L. M. Otis presented the petition of F. M. Morley for permission to erect a wood building and moved that the prayer of the petitioner be granted. Adopted.

Also a petition for lamps on West street and moved that the prayer of the petitioner be granted. Adopted.

By Ald. L. M. Otis—Bills of

Citizens' Gas Co., lighting and care of lamps for March.....\$2.612 50
 Louis H. Miller & Co., lighting and care of lamps for March..... 879 80
 Sherlock & Sloan, lamp cocks, tips, &c..... 135 50

Referred to Lamp Committee.
 Ald. Fee presented a petition for sewer in Martin street, and moved that the City Surveyor be instructed to prepare an ordinance for the same. Adopted.

Ald. Hebing presented the petition of John H. Dana for permission to erect a wood building. Referred to Wood Building Committee.
 By Ald. Hebing—Bills of

Wm. Waldert, hardware.....	\$ 5 40
Wm. Waldert, labor.....	2 00
R. B. Randall, repairing lawn mowers.....	5 35
Wray & Elwood, keys, repairs, &c.....	4 95
Burke, FitzSimons, Hone & Co., towels.....	7 50

Referred to the City Property Committee.
 Ald. Ira L. Otis presented the petition of Henry C. Brewster for remission of taxes and offered the following:

Resolved, That Henry C. Brewster be allowed to pay the past due taxes assessed to George W. Miller on property on Union street, now owned by him, at their face at date of sale without interest. Adopted.

By Ald. Ira L. Otis—Bills of—

J. H. McGregor, serving notices.....	\$130 0
Union and Advertiser Co., publishing proceedings.....	750 0
Union and Advertiser Co., Blanks for Surveyor.....	37 0
Union and Advertiser Co., Printing for Treasurer.....	321 2
Union and Advertiser Co., Registers and Certificates, Canvass.....	171 0
F. J. Irwin Postage Stamps.....	5 16

Referred to the Contingent Expense Committee.

Ald. Chambers presented a petition for a plank walk on West street.
 Referred to the Improvement Committee.

Ald. Chambers presented a petition for a sewer in Bartlett street.
 Referred to the Sewer Committee.

Ald. Chambers presented the petition of John Kislingbury.
 Referred to the Assessment Committee.

Ald. Walbridge presented petitions for plank walks on Montrose and Frankfort streets.
 Referred to the Improvement Committee.

Also the petition of Levi Hey for permission to erect a wood building.
 Referred to the Wood Building Committee.

By Ala. Walbridge—Bills of

Eureka Steam Heating Co., balance for iron pipe.....	\$ 39 32
R. B. Randall, repairing and sharpening mowers Edward Savage, painting fence.....	8 70
	25 00

Referred to the Park Committee.
 Ald. Edelman presented the petitions of Gilbert Vitter, Dorothea Samins, W. W. Steckline and Charles J. Hansen for permission to erect wood buildings, and moved that permission be granted. Adopted.

By Ald. Weaver—Bills of

M. H. Gilbert, beans.....	\$18 38
George Hochm, wood.....	7 00
Rochester Female Charitable Society, Board.....	7 00
Jas. H. Pool, flour and meal.....	285 75
Henry East, meat.....	125 69
Thos. Goulding, constable services.....	19 60
P. W. Taylor, disbursements.....	28 50
A. H. Martin, groceries.....	32 50
Brewster, Gordon & Co., groceries.....	114 19
Smith, Perkins & Co., ".....	11 55
" " ".....	52 95
B. O'Reilly, undertaker's services.....	32 00
" " ".....	109 00
Jeffreys & Co., " ".....	38 00

Referred to the Poor Committee.
 Ald. Weaver asked unanimous consent to have the bill of M. H. Gilbert placed upon the Finance Budget.—Granted.

Ald. Kelly presented a petition for water mains in Childs street.
 Referred to the Water Works Committee.

Ald. Hart presented the petition of John S. Ford, and moved its reference to the Assessment Committee. Adopted.

Also petition of Joseph Hohm to move a building.
 Referred to the Wood Building Committee.

Ald. Hart presented remonstrance from tax payers on Bay street against a proposed sewer in said street.
 Referred to Sewer Committee.

Also remonstrance against allowing Adam Brown to erect a slaughter house in the Sixteenth Ward.
 Referred to the Board of Health.

By Ald. Hart—Bill of
 Thomas R. Griffin, for copy of minutes in case of McCartney vs. city of Rochester....\$ 10 00

Referred to Finance Committee for payment.

REPORTS OF STANDING COMMITTEES.

Ald. Weaver, from the Poor Committee; Ald. Hebing, from the City Property Committee; Ald. Walbridge, from the Park Committee; Ald. Ira L. Otis from the Contingent Expense Committee, Ald. L. M. Otis from the Lamp Committee reported favorably on various bills referred to their respective committees and moved their reference to the Finance Committee for payment.

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

GENTLEMEN—Your Committee on the Support and Relief of the Poor, to whom was referred the claim of Silas J. Wagoner, would report in favor of tendering Mr. Wagoner the sum of \$200 as a compromise of said claim.

By Ald. Weaver—Resolved, That the Clerk draw an order in favor of Silas J. Wagoner for the sum of \$200, provided Mr. Wagoner execute a receipt to the city in full of all claims against the city on his contract for delivering fuel for the Poor Department, and charge Poor Fund.

Adopted by the following vote:
 Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsingner, Wickens, Edelman, Weaver, Kelly, Hart—15.

Ald. Barron, from the Charter Amendment Committee, presented the following amendments to the city charter:

By Amending Section 8 so as to read as follows:

§ 8. The Common Council, in the month of April, on or after the first Monday thereof, in the year 1881 and in every second year thereafter, shall appoint one city clerk, one city surveyor and one overseer of the poor, each of whom shall hold his office until the first Monday of April in the second year after his appointment in April, and until his successor shall have been appointed and qualified. And whenever a vacancy shall happen in either of the said offices mentioned in this section, the Common Council shall appoint a person to fill such vacancy for the unexpired term. The term of office of the present City Clerk, City Surveyor and Overseer of the Poor shall expire on the first Monday of April in the year 1880, but each shall hold over until his successor shall have been appointed and qualified. In the month of May, in the year 1880, and in every second year thereafter the Common Council shall appoint (1) a City Attorney, who shall hold his office for two years from and including the 15th day

of June, after his appointment in May, and until his successor is appointed and qualified, and in case of a vacancy in such office the Common Council shall appoint a person to fill such vacancy for the unexpired term. The term of office of the present Police Clerk shall terminate on the first Monday of May after this charter takes effect, but he shall hold over and continue in office until his successor shall be appointed and qualified; and thereafter the duties and powers of the Police Clerk shall be the same as that of policeman. Every year, on and after the first Monday in April and before the first day of May, the Common Council shall appoint, by a concurring vote of two-thirds of all the aldermen, one Commissioner of Mount Hope cemetery (as a successor to the commissioner whose term expires that year), who shall hold his office for three years commencing the 15th day of May next, after his appointment in April; and the term of office of each of the present Commissioners of Mount Hope cemetery, respectively, shall continue to and terminate on the first day of May next, after the appointment of his successor in April. Every vacancy shall be filled for the unexpired term by a like two-third vote of all the aldermen.

The Common Council, in the month of December every year, shall appoint one assessor, who shall hold his office for three years from and including the first day of January next after such appointment, in case of a vacancy in the office the Common Council shall, as soon as practicable, appoint an assessor to fill such vacancy for the unexpired term. The assessors shall receive salaries to be fixed by the Common Council, and which shall not be less than \$2,000 per year, and not to exceed \$2,500 per year, payable to each assessor, which sum shall include the compensation of all the clerks employed by the assessors. In case a vacancy shall occur in the office of any incumbent appointed by the Common Council for a specified term, such vacancy shall be filled by appointment by the Common Council for the unexpired term, except as may be otherwise expressly provided by law. The Common Council shall, from time to time, appoint and at pleasure remove, one fire marshal, one sealer of weights and measures, and such other poor masters as it may deem necessary, and each of which officials shall hold his office during the pleasure of the Common Council.

By amending subdivision 7 of section 158 so as to read as follows:

The Common Council are hereby authorized to cause the whole or any part of a city street in said city to be sprinkled with water, and may pay the expense thereof by an assessment upon the lots or parcels of land fronting on such streets, or any specified part thereof, in proportion to the benefit and advantage thereby derived. The proceedings of said Common Council in relation to said work, and for the assessment and collection of the expense thereof, shall be conformed, as nearly as may be, to proceedings in relation to making local improvements and collecting the expense thereof, as now required from the persons owning or occupying the lots to be assessed.

Proposed amendments to following sections.

Section 26 of the charter amended to read as follows: Every person elected or appointed to the office of Mayor, Police Justice, City Clerk, Police Clerk, Alderman, Constable, Supervisor, Treasurer or Commissioner of Common Schools in the City of Rochester shall, before he enters on the duties of his office, and within five days after being notified of such election or appointment, take the oath of office prescribed by the constitution of the State before any officer authorized to administer oaths or take affidavits and file the same with the City Clerk; and said Police Clerk shall also within said five days, execute a bond to the City of Rochester in the penalty of five thousand dollars, with two sureties, to be approved by the Mayor of said city, conditioned faithfully to perform the duties of Police Clerk, and to pay over the monies and to make the same disbursements required, and file the same in the office of the clerk of the said city. Every person chosen, elected or appointed to the office of constable before he enters on the duties of his office and within eight days after he shall be notified of his election or appointment shall execute a bond with at least two sufficient sureties to be approved in writing by a judge of the Municipal Court of the city of Rochester, in which said bond such constable and his sureties shall jointly and severally agree to pay to each and every person who may be entitled thereto, all such sums of money as the said constable may become liable to pay on account of any execution which shall be delivered to him for collection; and shall also jointly and severally agree and become liable to pay each and every such person for any damages which he may sustain from or by any act or thing done by said constable, by virtue of his office of constable, and the said person so chosen, elected or appointed to the said office of constable shall also, within said eight days and before he enters on

the duties of his office, cause said bond so approved as aforesaid to be filed with the City Clerk, and a copy of such bond, certified by the City Clerk, shall be presumptive evidence in all courts of the execution thereof by such constable and his sureties. Every constable chosen, elected or appointed, as aforesaid, shall in good faith be an actual resident of the ward in or for which he shall be chosen, elected or appointed. The City Clerk is hereby authorized to administer all oaths and to take affidavits and acknowledgments within said city, and to receive the same fees that are allowed to commissioners of deeds for the same services.

Section twenty-eight of said chapter 14 of the laws of 1880 aforesaid, is hereby amended to read as follows:

Any person chosen or appointed to any office specified in the last two sections shall not take and subscribe the oath of office and file the same as therein directed, or shall not cause a notice of acceptance to be filed as therein directed, or if required by law or by the Common Council to execute an official bond or undertaking, shall neglect to execute and file the same in the manner and within the time prescribed by law or by the Common Council, such neglect shall be deemed a refusal to serve.

Section thirty of such chapter 14 of the laws of 1880 aforesaid, is hereby amended to read as follows:

§ 30. They may or shall report to the Common Council the names of such officers, except constables, as shall have neglected to give the bond of security required by law.

The City Clerk shall likewise report to the Common Council the names of such constables as shall have neglected to give or file the bond or security required by law.

Section 43 of said Chapter 14, of the Laws of 1880, aforesaid, is hereby amended to read as follows:

Where by the provisions of this act the Common Council have authority to pass ordinances on any subject, they may prescribe any penalty or penalties, not exceeding one hundred and fifty dollars (except when a penalty is herein otherwise provided for) for a violation thereof, and may prescribe and provide such penalty or penalties—that the offender shall be subject to a fine of not less than a sum fixed by them and not more than some likewise fixed (not exceeding said \$150), to be imposed by the Police Justice, or Judge or Court before whom a suit for such penalty or penalties is brought. The amount so imposed to be in the discretion of such Justice, Judge or Court, but within the limits of the sums so fixed; and said Council may also provide that the offender, on failing to pay the penalty recovered, shall be imprisoned in the Monroe County Penitentiary, or County Jail, for any term not exceeding one hundred and fifty days, which penalties may be sued for and recovered, with costs, in the name of the City of Rochester, and the Common Council may subject the parent or guardian of any minor, and the master or mistress of any apprentice or servant, to any such penalty for any such offence committed by such minor, apprentice or servant.

Section 260 of said Chapter 14, of the laws of 1880, aforesaid, is hereby amended to read as follows:

§ 260. Every execution for any penalty or forfeiture recovered for the violation of any ordinance of the corporation may be issued immediately on the rendition of the judgment, and shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the County Jail or Monroe County Penitentiary for such time as shall have been directed by the Common Council, unless herein otherwise provided.

Ald. Barron moved that the City Attorney forward a copy of the proposed amendments to the member of assembly from this district and request him to urge their passage.

Ald. Hebing moved to table until the next regular meeting. Adopted.

Ald. Ira L. Otis moved that J. H. McGregor's bill be placed upon the finance budget.

Adopted.

By Ald. Felsing—

To the Common Council:

Your Assessment Committee to whom was referred numerous petitions relating to taxes and assessments, after careful examination of the same present the following resolutions for your consideration and recommend their adoption:

Resolved, That Jacob Spahn be allowed to pay into the city treasury the amount of the general city taxes for 1878 and 1879 on lot 52

Wilder tract, assessed to Henry Cooper and Michael Krause with 7 per cent annual interest and charge balance to erroneous assessments. Adopted.

Resolved, That James Campbell be allowed to pay to the City Treasurer the balance of assessment on lot 13 Whitney tract, Lime st., for Saxton street sewer with 7 per cent annual interest; also on lot 550 Jones tract, N. side Lyell street for flagwalk, with 7 per cent annual interest; also on lot 13 pt lot 12, Jones tract north side of Lyell street for flagwalk with 7 per cent annual interest, and charge balances to erroneous assessments. Adopted.

Resolved, That the City Treasurer be and hereby is authorized to receive of Sister M. C. Triss, the general city taxes on lots 22 and 23 east side of King street, with 6 per cent. interest and charge the balance to Erroneous Assessments. Adopted.

Resolved, That Henry H. Smith be allowed to pay into the City Treasury the amount of the general city taxes for 1875-76-77 78 and 79, and the amount of the assessments for Varnum street sewer and Emerson street extension, on lot 94, Ryan and Dempsey tract (or subdivision), Fulton avenue, with 7 per cent. annual interest and charge balance to Erroneous Assessments. Adopted.

Resolved, That the City Treasurer be and hereby is authorized to receive of Mary Buff the amount of the assessment with 7 per cent. annual interest on lots 45 and 46 Wilder tract, Wilder street for Wilder street sewer, and of Margaret Byrne amount of assessment with 7 per cent. annual interest on lots 66 and 67 Whitney tract, Whitney street, for Whitney street sewer and of George Grasse amount of assessment on lot 53 Granger, Sibley and Field tract, York street for York street plank walk, with 7 per cent annual interest and of John Heiler and wife amount of assessment with 7 per cent annual interest on lot 6, subdivision lot 55 York street for York street plank walk, and of John Berdell on lot 23, section D, Greig tract, west side Reynolds street, for Reynolds street walk, the amount of assessment with 7 per cent. annual interest and charge balances to Erroneous Assessments. Adopted.

By A. d. Felsing—Resolved, That upon the payment by P. Barry of the amount of taxes, interest and charges for which lot 21, First street, in the Ninth ward, was sold and struck off to the city for the taxes of 1877, 1878 and 1879, and the interest thereon at the rate of seven per cent. per annum, the Treasurer assign to him the certificate of sale. Adopted.

By Ald. Felsing—Whereas, The assessment roll for Goodman street flag walk is erroneously made on account of a mistake or misunderstanding as to the basis of making said assessment arising between the Assessors and City Surveyor; therefore,

Resolved, That said assessment roll for said Goodman street flag walk be hereby vacated and set aside, and said Assessors are hereby authorized and directed to make a new assessment roll as speedily as may be therefor. Adopted.

Ald. L. M. Otis presented the report of Louis H. Miller & Co. of the number of oil lamps. Referred to Lamp Committee.

FINANCE BUDGET.

ROCHESTER, N. Y., March 22, 1881.

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

CONTINGENT FUND.

M. Newdale & Son, broken column.....	\$ 25 00
L. Brandt, Printing blanks.....	30 75
Monroe Bills, posting notices.....	2 00
Joseph Corbin, serving notices.....	14 78
A. C. McGlachlin, sundries.....	152 39
Frick and others, hack hire.....	21 00
Lunch for Council.....	10 00
Thomas R. Griffin.....	10 00
J. H. McGregor, s-rving notices.....	120 00
And charge that Fund.....	

POOR DEPARTMENT FUND.

G. W. & C. T. ouch, rent.....	\$ 20 00
Anthony Heiner, bread.....	29 64
C. W. Gray, beans.....	10 40
G. C. Maurer, beans.....	10 40
A. A. Woodruff, agent, repairing stove.....	5 77
Wm. PUNCH, undertaker.....	36 00
Jacob De Vos, pork.....	276 00
S. K. Woodruff, groceries.....	6 00
Jacob De Vos, pork.....	289 17
P. W. Taylor, disbursements.....	98 63
Smith, Perkins & Co., groceries.....	69 43
Smith, Perkins & Co., groceries.....	228 88
Mrs. A. Huhn, bread.....	41 91
H. A. Richmond, groceries.....	14 00
Christian Jung Johann, bread.....	36 30
M. H. Gilbert, beans.....	18 38
And charge that fund.....	

LAMP DEPARTMENT FUND.

H. C. Rose, counting lamps.....	\$ 37 50
Geo. W. Connolly, repairing tops.....	73 33
And charge that Fund.....	

CITY PROPERTY FUND.

John R. Brady, labor and Material.....	\$ 263 37
Howe & Snyder, plumbing, Front st. building.....	23 27
E. Emrick, repairing St. Peter's clock.....	15 00
Geo. W. & C. T. Crouch, wood.....	6 00
Rochester Gas Co., gas City Buildings.....	113 64
F. J. Irwin, monthly cleaning.....	64 85
And charge that fund.....	

POLICE DEPARTMENT FUND.

E. R. Andrews, making one night book, one docket book, one minute book.....	\$ 30 51
B. Frank Buos, expenses for February, 1881.....	60 57
And charge that Fund.....	

EXECUTIVE BOARD OF THE CITY OF ROCHESTER, }
Rochester, N. Y., March 21, 1881. }

To the Common Council.

The accompanying bills and estimates having been duly audited, examined and settled by this Board, are respectfully referred to your Hon. Board for payment, as required by Section 148 of the City Charter.

Respectfully submitted,

THOS. J. NEVILLE,
Clerk of Executive Board.

Street Department—Highway Fund.

J W McKinley & Son, hardware.....	\$ 4 84
Louis Ernst & Son, do.....	4 78
J Steinhauser, repairing tools.....	25 70
Mrs Geo D Lord, rent of stable.....	20 00
Chase & Otis, lumber.....	32 46
Otis & Gorsline, sewer pipe.....	2 52
	\$90 30

Salaries of Board—Salary and Expense Fund.

F P Kavanagh, salary for March.....	\$ 166 66
F C Lauer, Jr, do do.....	166 67
J Gerling, do do.....	166 67
	\$500 00

Collecting Garbage—Garbage Fund.

Jacob Rauber, estimate No. 17.....	\$ 150 00
Highway Fund, expenses.....	49 06
	\$199 06

Water Works Department—Water Works Fund.

W J Wilcox, stationery.....	\$ 65 00
Charles H Maurer, erroneous water-rent tax.....	2 75
Union Water Meter Co. repairs to meters.....	26 25
National Meter Co, meters, &c.....	318 28
Samuel Moulson, soap.....	3 00
S E Stuart & Co, coal.....	70 77
C H Fisher, do.....	4 10
William Moran, work on boiler.....	1 50
Curtis & Co, oil and salt.....	16 39
A H Kasseall, livery and stable rent.....	9 00
Street Department, two-thirds cost of stabling horses.....	489 32
Thomas J. Neville, Clerk, disbursements.....	9 90
Woodbury, Horse & Co, supplies.....	4 39
Sherlock & Sloan, do.....	5 36
Chase & Otis, lumber.....	11 53
J W McKinley & Son, hardware.....	30 07
	\$1,065 15

Fire Department—Fire Department Fund.

Monthly pay roll, pay and salaries.....	\$2,346 83
Protectives, quarterly appropriation.....	375 0
Alert Hose Co. No. 1.....	275 00
Active Hose Co. No. 2.....	275 00
J K Post & Co, blue vitriol.....	11 70
James Day, hack.....	2 00
William Moran, repairs to stoves, etc.....	14 90
B M Moore, M. D., surgical services.....	10 00
Samuel Golden, hay.....	74 03
T & G Heberling, straw.....	35 43
A H McCormick, repairing building.....	28 50
Hemingway & Munn, harness weights.....	4 47
	\$3,463 15

Adopted by the following vote:
 Ayes—A. G. Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Edelman, Weaver, Kelly, Hart—14.

By Ald. Edelman—Resolved, That Emily C. Carroll, Henry Bender, B. F. Calkins, E. J. B. Crittenden, the Misses Reynolds, J. Moreau Smith and J. Thompson have permission to erect wood buildings in accordance with their several petitions, under the supervision of the Fire Marshal.

Ald. L. M. Otis reported adversely on the resolution of Ald. Hart directing the Finance Committee to "make the city's note for \$5,000 for laying water pipe in Goodman street." Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

ROCHESTER, March 15, 1881.

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

GENTLEMEN—Enclosed find statement of the claim of the National Gas Light Company of New York city against the city of Rochester, upon which I am instructed to commence action against the city if a satisfactory adjustment is not immediately effected.

Respectfully, yours, &c.,

GEORGE W. THOMAS.

The City of Rochester to	National Gas Light Co., Dr.
To lighting 400 naphtha street lamps for the month of August, 1880, as per contract.....	\$595 00
To lighting 400 naphtha street lamps for the month of December, 1880.....	595 00
To lighting 400 naphtha street lamps from January 1st to January 10th, 1881.....	198 00
To damages sustained by the refusal of the city to perform contract.....	350 00
	\$1,768 00

Credit:

By cash, Sept. 20th, 1880.....	342 99
	\$1,426 01

Referred to the Law Committee.

By the Clerk—

CITY CLERK'S OFFICE
 Rochester, March 22, 1881.

To the Honorable the Common Council:

In accordance with Section 29 of the revised City Charter, I report the following persons as having qualified and taken the oath of office.
 JAMES T. MCMANNIS, City Clerk.

CITY OFFICERS.

Member of the Executive Board for the term of three years, Byron Holley.

Member of the Executive Board for the term of one year, Fred. P. Stallman.

City Treasurer, Ambrose C. McGlachlin.
 Police Justice, Albert G. Wheeler.
 Judge of the Municipal Court, George E. Warner.

Game Constable, George M. Schwartz.
 Police Commissioner, Frederick Zimmer.
 City Clerk, James T. McMannis.

WARD OFFICERS.

Supervisors for the Term of One Year.

- First Ward—James W. Clark.
- Second Ward—George Waite.
- Third Ward—Frank M. Bottom.
- Fourth Ward—Charles Watson.
- Fifth Ward—Conrad Bachman.
- Sixth Ward—Abram J. Cappon.
- Seventh Ward—George Heberling.
- Eighth Ward—Bernard O'Kane.
- Ninth Ward—Martin Joiner.
- Tenth Ward—Henry E. Schaffer.
- Eleventh Ward—John Brayer.
- Twelfth Ward—Philip Weider.
- Thirteenth Ward—John A. P. Walter.
- Fourteenth Ward—Thomas Gosnel.
- Fifteenth Ward—Anthony H. Martin.
- Sixteenth Ward—Alexander Button.

Aldermen for the Term of Two Years.

- Second Ward—Martin Barron.
- Fourth Ward—Henry S. Ransom.
- Sixth Ward—Abram Stern.
- Eighth Ward—George Chambers.
- Tenth Ward—James M. Pitkin.
- Twelfth Ward—Henry Rice.
- Fourteenth Ward—William Aikenhead.
- Sixteenth Ward—Jacob J. Hart.

School Commissioners for the Term of Two Years.

- Second Ward—William F. Coughlin.
- Fourth Ward—Homer A. Kingsley.
- Sixth Ward—Edward P. Olmstead.
- Eighth Ward—Robert Patterson.
- Tenth Ward—Charles S. Ellis.
- Eleventh Ward—Nicholas Kase.
- Fourteenth Ward—Alfred H. Cork.
- Fifteenth Ward—Joachim P. Rickard.
- Sixteenth Ward—John Elderkin.

Constables for the Term of One Year.

- First Ward—Thomas H. McEntee.
- Second Ward—William Hillard.
- Third Ward—William H. Groot.
- Fourth Ward—Seneca McCord.
- Fifth Ward—William S. Campbell.
- Sixth Ward—Paul Englehardt.
- Seventh Ward—C. Edwin Palmer.
- Eighth Ward—John Daley.
- Ninth Ward—William M. Weyburn.
- Tenth Ward—George C. Leutner.
- Eleventh Ward—John B. Reger.
- Twelfth Ward—John Dart.
- Thirteenth Ward—George Barth.
- Fourteenth Ward—John Barry.
- Fifteenth Ward—Michael FitzPatrick.
- Sixteenth Ward—Seymour King.

Inspectors of Election for the Term of One Year.

- First Ward—Edward F. Stillwell and Thomas Eooks; John E. Durand appointed.
- Second Ward—Henry P. Lynch, William McCarthy, Daniel M. Leary.
- Third Ward, 1st district—Charles D. Evans and William Tanner; Luke J. McGlue appointed.
- Third Ward, 2a district—Wm. R. Gregory and Wm. R. Lansing.
- Fourth Ward—Irving D. Waite and William Whitelock; W. V. K. Lansing appointed.
- Fifth Ward 1st district—C. B. Duxtater and Martin J. Gannon; William H. Anderson appointed.
- Fifth Ward 2d district—John Fahrner and Geo. P. Bailey; James E. Ryan appointed.

Sixth Ward—Meyer Rothchild Charles Enders, James H. Quinlan.

Seventh Ward 1st district—William I. Hanford and Geo. H. Brown; Augustus C. Bowen appointed.

Seventh Ward 2d district—Anthony J. Weigand and John Burns; Wm. S. Woodruff appointed.

Eighth Ward 1st district—Geo. P. Bortle and Edward F. Turk; John D. Lynn appointed.

Eighth Ward 2d district—John E. McCruden, Jr., and Moses Furlong.

Ninth Ward 1st district—Thomas F. Murray and Anthony Knobe.

Ninth Ward 2d district—Charles Benner and Charles Hanford.

Tenth Ward—Geo. W. Hatch and Avery H. Fay; Joseph Carberry appointed.

Eleventh Ward 1st district—Charles F. Schaffer and Geo. W. Collins.

Eleventh Ward 2d district—John T. Sullivan and Henry Weber.

Twelfth Ward 1st district—Thomas B. Relyea and James E. Langdon; Roswell Woodward appointed.

Twelfth Ward 2d district—Joseph E. McDermott and John B. Schimmel; William J. Denny appointed.

Thirteenth Ward 1st district—Frederick Young, Jr. and John Gugelman; Henry Zink appointed.

Thirteenth Ward 2d district—James H. Moore and Levi L. Loeb.

Fourteenth Ward 1st district—John G. Skuse and David Luther.

Fourteenth Ward 2d district—Jacob Traugott and Frederick Wegman; Robert B. Swanton appointed.

Fifteenth Ward—Thomas J. Daly and Leonard Miller.

Sixteenth Ward 1st district—James W. Stanley and Isaac DeMallie; Robert Ades appointed.

Sixteenth Ward 2d district—Christian H. Yaky and Geo. J. Farber.

Sixteenth Ward 3d district—Frederick W. Zink and John A. LaForce.

COMMISSIONERS OF DEEDS.

Emmett S. Rav.	N. S. Fullam,
Henry B. Hathaway,	Charles J. Madden,
Otto C. Popp,	W. H. Mills,
T. F. Stark.	W. Seward Whittlesey.

Ordered received, filed and published.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

ANDREWS STREET SPRINKLING.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Andrews street from North avenue to the Genesee river bridge, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$260.

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

The sprinkling of Andrews street from North avenue to the Genesee river bridge, during the season of 1881.

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 Andrews street from North avenue to the Genesee river bridge.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 172 of the Revised Charter of 1880 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 5th, 1881, at six o'clock, at the Common Council chamber, when allegations will be heard.

oil on Tuesday evening, April the 5th, 1881, at six o'clock, at the Common Council chamber, when allegations will be heard.

Adopted.

WEST AVENUE SPRINKLING.

By Ald. Chambers—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 1881.

Adopted.

The Surveyor submitted as such estimate \$650.

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

The sprinkling of West avenue from the Erie canal to York street, during the season of 1881.

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 \$650.00, 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 172 of the Revised Charter of 1880 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 fifth, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING CLINTON STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Clinton street, from Monroe avenue to the New York Central and Hudson River Railroad, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, \$520.

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

The sprinkling of Clinton street, from Monroe avenue to the New York Central and Hudson River Railroad for the season of 1881.

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 Clinton street, from Monroe avenue to the New York Central and Hudson River Railroad.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, section 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING STATE STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling State street and Lake ave, from the N. Y. Central and Hudson River Railroad to the north line of Jones avenue, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$520.

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

The sprinkling of State street and Lake avenue, from the New York Central and Hudson River Railroad to the north line of Jones avenue, during the season of 1881.

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 Lake avenue, from the New York Central and Hudson River Railroad to Jones avenue.

And the Clerk is hereby directed to publish notice in pursuance of title VII, section 172 of the revised Charter of 1880 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING LAKE AVENUE.

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

springing Lake avenue, from the north line of Jones avenue, to Sweeting's north line, near the north end of the McAdam improvement, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$350.00. By Ald. Chambers—Resolved, That the following improvement is expedient, viz:

The sprinkling of Lake avenue, from the north line of Jones avenue, to Sweeting's north line, near the north end of the McAdam improvement, during the season of 1881.

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 \$650.00, 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 Lake avenue, from the north line of Jones avenue to Sweeting's north line.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 172 of the Revised Charter of 1880 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING SPRING STREET.

By Ald. Kelly—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Spring street, from Exchange street to Caledonia avenue, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$390.00. By Ald. Chambers—Resolved, That the following improvement is expedient, viz:

The sprinkling of Spring street, from Exchange street to Caledonia avenue, during the season of 1881.

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 \$390.00, 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 Spring street, from Exchange street to Caledonia avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172, of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EXCHANGE STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council, the expense of sprinkling Exchange street, from Main street to Adams street, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$390.

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

The sprinkling of Exchange street, from Main street to Adams street, during the season of 1881.

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 Exchange street, from Main street to Adams street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING FRONT STREET.

By Ald. Chambers—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 1881.

Adopted.

The Surveyor submitted as such estimate, \$260. By Ald. Chambers—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 1881.

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 \$360, which estimate is hereby approved.

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

One tier of lots on each side of Front street, from 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 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING ALLEN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Allen street, from State street to the Erie canal, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, \$312.

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

The sprinkling of Allen street, from State street to the Erie canal, during the season of 1881.

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 Allen street, from State street to the Erie canal.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING FITZHUGH STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Fitzhugh street, from the Erie canal to Edinburgh street, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, \$300.

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

The sprinkling of Fitzhugh street, from the Erie canal to Edinburgh street, during the season of 1881.

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 \$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 Fitzhugh street, from the Erie canal to Edinburgh street.

And the Clerk is hereby directed to publish notice in pursuance of title VII. section 172 of the Revised Charter of 1880 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING PLYMOUTH AVENUE.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Plymouth avenue from the Erie canal to Edinburgh street during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$390.00.

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

The sprinkling of Plymouth avenue from the Erie canal to Edinburgh street during the season of 1881.

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 \$390.00, 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 Plymouth avenue from the Erie canal to Edinburgh street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 5th, 1881, at six

o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING SOUTH WASHINGTON STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling South Washington street, from the Erie canal to Troup street, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$260.00.

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

The sprinkling of South Washington street, from the Erie canal to Troup street, during the season of 1881.

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 South Washington street, from the Erie canal to Troup street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING NORTH ST. PAUL STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling North St. Paul street from the New York Central and Hudson River Railroad to Scrantom street, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$390.00.

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

The sprinkling of North St. Paul street, from the N. Y. C. & H. R. R. to Scrantom street, during the season of 1881.

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 \$390.00, 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 North St. Paul street from the N. Y. C. & H. R. R. to Scrantom street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING MONROE AVENUE.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Monroe avenue, from Clinton street to Goodman street, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$530.00.

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

The sprinkling of Monroe avenue, from Clinton street to Goodman street, during the season of 1881.

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 \$530, 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 Monroe avenue, from Clinton street to Goodman street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING STATE STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling State street from Main street to the New York Central & H. R. Railroad during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, \$390.

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

The sprinkling of State street from Main street to the New York Central and H. R. Railroad during the season of 1881.

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 State street from Main street to the New York Central and H. R. Railroad.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING MEIGS STREET.

By Ald. Chambers—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 1881.

Adopted.

The Surveyor submitted as such estimate \$236.

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

The sprinkling of Meigs street from East avenue to Monroe avenue during the season of 1881.

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 \$236, which estimate is hereby approved.

Resolved further, That the following portions 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 172 of the Revised Charter of 1880, 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 5th, 1881, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING NORTH ST. PAUL STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling North St. Paul street from Main street to the New York Central & H. R. R. bridge, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$260.

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

The sprinkling of North St. Paul street from Main street to the N. Y. C. & H. R. R. bridge, during the season of 1881.

And Whereas, the City Surveyor, under direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$260, 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 Main street to the N. Y. C. & H. R. R. bridge.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING SOUTH ST. PAUL STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling South St. Paul street, from Main street to the Erie canal, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, \$312.

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

The sprinkling of South St. Paul street, from Main street to the Erie canal, during the season of 1881.

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 South St. Paul st., from Main st. to the Erie canal.

And the Clerk is hereby directed to publish notice in pursuance of title VII, section 172 of the revised Charter of 1880 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING CHESTNUT STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Chestnut street from East Avenue to Monroe Avenue, during the season of 1881.

The Surveyor submitted as such estimate, two hundred and sixty dollars (\$260).

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

The sprinkling of Chestnut street from East Avenue to Monroe Avenue, during the season of 1881.

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, 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 Chestnut street from East Avenue to Monroe Avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 fifth, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

EAST AVENUE SPRINKLING.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East Avenue from the West line of Goodman street to the City line, during the season of 1881.

The Surveyor submitted as such estimate \$520.

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

The sprinkling of East Avenue, from the West line of Goodman street to the City line, during the season of 1881.

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 Goodman street to the City line.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST AVENUE.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East Avenue from East Main street to the west line of Goodman street, during the season of 1881.

The Surveyor submitted as such estimate, five hundred and twenty dollars (\$520.00).

By Ald. Chambers—Resolved, That the following improvement is expedient, viz.: the sprinkling of East Avenue from East Main street to the west line of Goodman street, during the season of 1881.

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 \$520.00, 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 East Main street to Goodman street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, of the City of Rochester, that all persons interested in the subject matter of said im-

provement, are required to attend the Common Council, on Tuesday evening, April the fifth, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING NORTH AVENUE.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling North Avenue, from East Main street to Tappan street, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, two hundred and sixty dollars (\$260.00).

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

The sprinkling of North Avenue from East Main street to Tappan street, during the season of 1881.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expensethereof, and reported the same of \$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 North Avenue, from East Main street to Tappan street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 fifth, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST AND WEST MAIN STREETS.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East and West Main streets, from the center of East Avenue to the Erie canal, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, \$1,040.

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

The sprinkling of East and West Main streets, from the center of East Avenue to the Erie canal, during the season of 1881.

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 \$1,040, 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 and Franklin streets to the Erie canal.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880, 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 5th, 1881, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING UNION STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Union street, from East Avenue to Monroe Avenue, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, \$360.

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

The sprinkling of Union street, from East Avenue to Monroe Avenue, during the season of 1881.

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

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

One tier of lots on each side of Union street, from East Avenue to Monroe Avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880, 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 5th, 1881, at 6 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST MAIN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East Main street, from the center of East

avenue to University avenue, during the season of 1881.

Adopted.

The City Surveyor submitted as such estimate, \$390.

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

The sprinkling of East Main street, from the centre of East avenue to University avenue, during the season of 1881.

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 \$390.00 which estimate is hereby approved.

Resolved, further, That the following portion of said city 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 East avenue and Franklin street to University avenue.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 172 of the Revised Charter of 1880 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 3th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING PARK AVENUE.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Park avenue, from Alexander street to Goodman street, during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$360.

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

The sprinkling of Park avenue, from Alexander street to Goodman street, during the season of 1881.

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 \$360, which estimate is hereby approved.

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

One tier of lots on each side of Park avenue, from Alexander street to Goodman street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172 of the Revised Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

TROUP STREET SPRINKLING.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Troup street from Exchange street to Livingston park during the season of 1881.

Adopted.

The Surveyor submitted as such estimate \$260.

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

The sprinkling of Troup street from Exchange street to Livingston park during the season of 1881.

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, 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 Troup street from Exchange street to Livingston park.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172 of the Revised City Charter of 1880, 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING MILL STREET

By Ald. Chambers—Resolved, that the City Surveyor ascertain and report to this Council the expense of sprinkling Mill street from Exchange place to the New York Central and H. R. Railroad during the season of 1881.

Adopted.

The Surveyor submitted as such estimate, \$260.

By Ald. Chambers—Resolved, That the following improvement is expedient, viz: the sprinkling of Mill street from Exchange place to the N. Y. C. and H. R. railroad, during the season of 1881.

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, 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 Mill street from Exchange place to the New York Central and H. R. railroad.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172 of the Revised Charter of 1880 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 5th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

STONE SEWER IN BARTLETT STREET AND PLYMOUTH AVENUE.

By Ald. Fee—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a stone sewer in Bartlett street and Plymouth avenue from a point 50 feet east of Francis street to the Genesee Valley Canal. Also, the necessary surface sewers, lot laterals and manholes.

Adopted.

The Surveyor submitted as such estimate \$7,600.

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

The construction of a stone sewer in Bartlett street from a point 50 feet east of the east line of Francis street to the centre of Plymouth avenue, with bench walls 2 feet in height and placed 1 1/2 feet apart. Also a stone sewer in Plymouth avenue from a point opposite the centre of Bartlett street to the Genesee Valley Canal, with bench walls 3/4 feet in height and placed 2 feet apart. 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 \$7,600, 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 Plymouth avenue from the Genesee Valley Canal to a point opposite the south line of Bartlett street. Also all the lots between Bartlett street and the first alley north thereof from Plymouth avenue to Francis street. Also one tier of lots on the south side of Bartlett street, according to the original subdivision of the Strong tract, from Plymouth avenue to Francis 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 six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 172, of the Revised Charter of 1880 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 5th, 1880, at six o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING AND EXTENDING GOODMAN STREET.

By Ald. Chambers—Resolved, That the City Surveyor ascertain and extend Goodman street, from the south end of the present bridge over the Erie Canal, to Pinnacle avenue.

Adopted.

The Surveyor submitted as such estimate \$2,500.00.

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

The opening and extension of Goodman street, from the south end of the present bridge over the Erie Canal, to Pinnacle avenue, and the territory deemed necessary to be taken therefor is described as follows, viz: A strip of land 60 feet in width, being 30 feet in width on each side of a line drawn from the centre of the south end of said canal orifice, to the intersection of the east line of Pinnacle avenue with the old city line.

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 \$2,500, 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 Henrietta avenue—Almeroth street—Neeser street and Brighton street, for their entire lengths; also one tier of lots on each side of Pinnacle avenue from Goodman street to the present easterly line of the city, one tier of lots on the West side of Goodman street from Pinnacle avenue, southerly to lands now owned by Messrs. Ellwanger & Barry, and one tier of lots on each side of the proposed street, from the Erie Canal to Pinnacle avenue.

And further resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, to follow: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-fourth 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, discount will be allowed at six per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 172, of the Revised Charter of 1880, 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 8th, 1881, at six o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

FINAL ORDINANCE No. 2, 161.

OPENING A STREET FROM STATE STREET TO SOPHIA 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 open a street 60 feet in width, extending from the west line of State street to the east line of Sophia street, and passing between the 1st Baptist and the 1st Methodist churches.

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

The opening of a street 60 feet in width, extending from the west line of State street to the east line of Sophia street, and passing between the 1st Baptist and the 1st Methodist churches.

And the territory deemed necessary to be taken therefor is bounded and described as follows, viz.: Beginning at a point in the west line of State street 42 feet north of the south line of property owned by Silas D. Walbridge; thence westerly in a direct line to a point in the east line of Pindle alley, 42 feet north of said Silas D. Walbridge's south line; thence northerly along the east line of Pindle alley 60 feet; thence easterly on a line parallel with an 60 feet north of the first described line, to the west line of State street; thence southerly along the west line of State street 60 feet, to the place of beginning; being 16 feet front on State street of property belonging to Silas D. Walbridge, 23½ feet front of property belonging to William Churchill, and 20½ feet front of property belonging to James E. Hayden.

Also, the following territory, bounded and described as follows, viz.: Beginning at the intersection of the north line of property owned by Julia Ver Valin with the east line of Fitzhugh street; thence easterly along said Julia Ver Valin's north line to the west line of Pindle alley; thence northerly along the west line of Pindle alley 60 feet; thence westerly on a line parallel with and 60 feet north of the first described line, to the east line of Fitzhugh street; thence southerly along the east line of Fitzhugh street 60 feet to the place of beginning; being 22 feet front on Fitzhugh street of property belonging to Dr. Shipman, 22 feet front of property belonging to the heirs of Mary A. Curran, and 16 feet front of property belonging to Belle S. Miller.

Also, the following territory, bounded and described as follows, viz.: Beginning at a point in the west line of Fitzhugh street and ½ feet north of the south line of property owned by Josiah C. Miller; thence westerly in a direct line to a point in the east line of Montgomery alley opposite the north line of the property owned by Mary A. Harris; thence northerly along the east line of Montgomery alley 60 feet; thence easterly on a line parallel with and 60 feet north of the first described line to the west line of Fitzhugh street; thence southerly along the west line of Fitzhugh street 60 feet, to the place of beginning; being 2½ feet front on Fitzhugh street of property belonging to Josiah C. Miller, and 8½ feet front of property belonging to the 1st M. E. Church society.

Also, the following territory, bounded and described as follows, viz.: Beginning at the intersection of the north line of property owned by Mary A. Harris with the east line of Sophia street; thence easterly along said Mary A. Harris's north line to the west line of

Montgomery alley; thence northerly along the west line of Montgomery alley 60 feet; thence westerly on a line parallel with and 60 feet north of the first described line, to the east line of Sophia street; thence southerly along the east line of Sophia street 60 feet, to the place of beginning; being 2½ feet front on Sophia street of property belonging to Mary Parkhurst, 27 feet front of property belonging to Mary McLean, and 5 feet front of property belonging to James Matthews and Silas A. Servis.

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 \$125,000, 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:

The entire 8th ward; also, all that portion of the Second Ward bounded on the east by the Genesee River, and on the west by Sophia street, and lying south of the south line of Centre 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 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 six per cent per annum.

Ald. Tracy presented a remonstrance of such roll:

Ald. Hart moved that the ordinance lie on the table until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—15.

The ordinance was then adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Aart—12.

Nays—Ald. L. M. Otis, Fee, Hebing—3.

Ald. Hebing presented an affidavit of B. F. Freeman in relation to the above ordinance, and asked that it be received and filed.

UNFINISHED BUSINESS.

Ald. Kelly called up the resolution relating to the Rochester, Lake Side & Braddocks Bay Railroad tabled at the last meeting.

Ald. Kelly and Ald. Barron presented remonstrances.

Ald. Walbridge moved to table for two weeks. Adopted.

The following came up:

By Ald. Ira L. Otis—Resolved, That the City Treasurer be and is hereby instructed to receive from those who have been and should be assessed for Oak street improvement, the amount of their unpaid assessments, after adjusting those amounts to correspond with an assessment including all omitted territory in the original assessment, and upon such payment from each of said delinquent tax payers of their respective assessment, to discharge said tax as against their said property and charge deficiency to erroneous assessments.

Ald. I. L. Otis moved the adoption of the resolution.

Ald. L. M. Otis presented the following:

ROCHESTER, Feb. 22, 1881.

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

GENTLEMEN—You ask my opinion as to the legality and feasibility of a re-assessment to reimburse the city for the expense incurred in the year 1865 in the improvement of Oak street, from Allen to Lyell streets, according to the plans suggested by a resolution offered by Ald. Hebing at the meeting of the Common Council held Dec. 14, 1880. [Common Council proceedings of 1880, page 204.]

Such resolution appears to be an amendment to a former resolution offered by Ald. Hebing at the meeting of the Common Council held Nov. 30, 1860, in connection with the report of your committee and a

statement of the City Treasurer on the same subject.

[12, pp. 156-7.]
The subject is presented by the situation in which the city was placed by final decision of the somewhat notorious case of Hassan et al. vs. The City of Rochester, which was carried twice through the courts to the Court of Appeals, and was not finally determined till December, 1876. It was reported in 65 N. Y. Rep., 518, and 67 N. Y. Rep., 529.

From such reports, and the printed case on appeal (see in Rochester Law Library "Cases in Court of Appeals," vol. 754, page 246,) as well as the report of your committee above referred to, it appears that none of the proceedings of the Common Council in causing such local improvement to be made, or in directing as to what property should be assessed to pay the cost thereof, were beyond its jurisdiction or in any way invalid or even irregular. But the mistake which rendered the assessment invalid was made by the Assessors in not following the directions of the Council to assess one tier of lots on each side of Oak street from Allen to Lyell street. A portion of the land on one side of that street, being upwards of 900 feet, within those limits, being owned by the State of New York, the Assessors supposed it was exempt, and could not be legally assessed, even for a local improvement; and consequently left it out of the assessment thereby, of course, increasing, by so much, the burden upon the remaining lots to be assessed. Such exemption of the State lands was held by the Court of Appeals to be illegal, and to render the assessment void.

But some of the property owners whose lots were assessed promptly paid their assessments in full, some paid the same in part, and many others have never paid anything. In the meantime the city at the expense of the property of its citizens in all other localities and wards, have been burdened with the load of carrying the cost of this local improvement, so far as it remains unpaid by those benefited thereby—the city having met the cost by the issue of its bonds, on which it has ever since paid the interest, and the payment of which has yet to be provided for.

A measure of such obvious fairness and justice as is in substance proposed in your resolution, ought to be valid and legal; and I see no good reason for holding that it would not be.

The principal objection that can be urged—and perhaps the only one having any plausibility—is, that to reassess now, according to the original directions of the Council, would be to make such assessment long after the improvement was made, and after the conditions and ownership of the property to be assessed may have changed to some extent, and after the actual cost to the city of the improvement (except so far as paid for) has largely increased by reason of the interest which the city has been compelled to pay on the debt incurred by the cost.

But the proposed measure is only, in substance, for the Common Council to direct the present assessors to correct the errors of the former Board of Assessors, by following the same directions formerly given as to the property to be assessed. The interest, as much as the sums paid the contractors, has now become a part of the actual cost to the city of the improvement so far as paid by it; and the property owners have had the benefit of the forbearance to collect their *pro rata* share of such cost, as much as of the improvement itself.

The Legislature of this State by Chapter 557 of the Laws of 1871, Section 209, and by the present Revised City Charter of 1880, Section 215 (see page 110), has very fully and clearly provided for a reassessment in just such a case as the one under consideration, enacting that, "Such assessment shall have the same effect as if the assessment had originally been properly made," and that "whenever it shall appear by the judgment of a court of competent jurisdiction that any assessment for a local improvement is illegal or void, the assessors or assessors in their position thereof remain unpaid, the Common Council may pass an ordinance desisting the improvement so made, the whole expense thereof, &c., &c., and may assess the houses and lots in such territory described for said expense according to the benefit received, and such action shall have the same valid and binding effect as if the same had originally been properly done."

And the act further provides for crediting or such assessment all moneys that shall have been paid on such or other illegal assessment, and for a proper adjustment of any surplus or deficiency in the amount of such former payment, so as to do justice to all parties interested.

So that it follows that your proposed reassessment for the Oak street improvement, if you follow therein the plain terms of our present charter, will be entirely valid and binding upon all parties interested, unless those provisions of the charter itself, as well as the

act of 1871 above referred to are unconstitutional and void.

But that subject I think we need to look no further than the case of Howell vs. the City of Buffalo, decided by the Court of Appeals—all the judges concurring—and reported in 81 New York Reports at page 267.

That, I think, was a stronger case, upon its facts, against the validity and constitutionality of a similar statute authorizing a reassessment for a local improvement after the improvement had been made and paid for by the city, to reimburse the city than the one under consideration, for the reason that it had been decided in that case that it was a jurisdictional defect which rendered the former assessment void, in toto, while here the error was a mere irregularity, growing out of a mistake of the assessors in disobeying a regular and valid ordinance.

I think the case of Howell vs. the City of Buffalo, above cited is conclusive upon the subject submitted to me, and I therefore do not further pursue the subject in this communication.

Yours very respectfully,
JOSEPH A. STULL.

Ald. Tracy in the chair.

Ald. Hart moved the previous question. Adopted.

The resolution of Ald. Ira L. Otis was then adopted.

The resolution relating to placing a hydraulic pressure regulator in the water works conduit at the Rush reservoir came up.

Ald. Hart moved to table until the next regular meeting. Adopted.

The insurance of public schools matter came up, and on motion of Ald. Hart was postponed until the next regular meeting.

MISCELLANEOUS BUSINESS.

By Ald. Hart—Resolved, That the City Treasurer be and hereby is authorized to make the city's note for \$5,000, get the same discounted, and credit the proceeds to the Water Pipe Extension Fund, and charge the discount to the Contingent Fund, the note to be countersigned by the chairman of the Finance Committee.

Lost by the following vote, not three-fourths of all the members voting in the affirmative:

Aye—Ald. Tracy, Barron, Fee, Ira L. Otis, Wa bridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—11.

Nays—Ald. L. M. Otis—1.

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

Ald. Hart moved to amend by making the amount \$4,999. Adopted.

The resolution as amended was then adopted by the following vote:

Ayes—Ald. Tracy, Barron, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—12.

Nays—L. M. Otis—1.

By Ald. Hart—Resolved, That the Executive Board be requested to lay water mains on North Goodman street in accordance with the communication presented to the Common Council from the Executive Board Feb. 18th, 1881. Adopted.

By Ald. Hart—Resolved, That the City Treasurer be and he is hereby directed to publish in the Democrat and Chronicle the list of lands (which are to be sold on the 31st inst.) upon which the general city tax of 1881 remain unpaid. Adopted.

By Ald. Hart—Resolved, That Christian Edman be granted a market license for the corner of Bay street and Second avenue on his paying into the city treasury the sum of one dollar. Adopted.

By Ald. Kelly—Resolved, That the City Clerk be requested to obtain from our member of Assembly, Mr. Cowles, a copy of the bill

introduced by him in the Assembly, amending the charter of the city of Rochester, and that the Clerk be requested to publish the bill upon receipt of same. Adopted.

By Ald. Weaver—Resolved, That the City Clerk draw an order on the City Treasurer payable to L. C. Langie for \$650, balance due on his contract for coal for the poor department and charge to poor fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—13.

Ald. Edelman presented the petition of Geo. J. Baist for permission to erect a wood building. Referred to the Wood Building Committee.

By Ald. Ira L. Otis—Resolved, That Wm. H. Gorsline, of the city of Rochester, have permission to divert the water from Front Street outlet sewer across his property on the brink of the falls, provided it is done without cost or damage to the city. Adopted.

By Ald. Ira L. Otis—Resolved, That the Mechanics' Savings Bank be allowed to pay the following taxes at 7 per cent. annual interest from date of sale and the same to be assigned to said bank as mortgages of said property, to wit:

Those for the years 1877 and 1879 assessed to one Crowley on property on Seward street, amounting respectively after sale to \$25.71 and \$21.74, the dates of sale being March 28, 1878 and March 25, 1880.

Also, that for the year 1878 assessed to one Witherall on property on Cherry street, amounting after sale to \$83.95, the date of sale being March 27, 1879. Adopted.

By Ald. Fee—Resolved, That the Fire Marshal be and is hereby directed to take such measures as he may deem necessary to enquire into and ascertain the cause of the explosion in, and the falling of the building on, North Water street on Monday March 21st, and report to this Board at its next meeting.

Adopted.

By Ald. Fee—

Resolved, That Mr. C. J. Wood be granted the use of the City Hall on Thursday evening April 21st for the purpose of giving a children's exhibition. Proceeds to go the City Hospital. Adopted.

By Ald. L. M. Otis—Resolved, That the City Clerk be and he is hereby authorized to draw an order in favor of F. J. Irwin for \$63.75 in full for services as City Clerk pro tem, and charge the same to Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Kelly, Hart—13.

Ald. Westbury, after making a statement to the Council, presented the following:

GENESEE VALLEY CANAL RAILROAD CO.
ENGINEER'S OFFICE,
Mount Morris, N. Y., Feb. 15, 1881.

D. H. Westbury, President Common Council, City of Rochester:

DEAR SIR: Yours of the 14th inst., asking for information in regard to the Genesee Valley Canal railroad, is at hand.

The legislative bill, under which this company acquired title to the Genesee Valley canal, provides, among other things, that the tracks of the railroad shall be depressed in the city of Rochester. As you express in your letter, this is as it should be. And it is the wish of this company to comply with that stipulation, and lay its tracks on the bottom of the prism of the canal, where its trains can run under the pres-

ent bridges and be free from any danger of obstructing street traffic.

The reservation of that portion of the canal between Scottsville and Rochester as a feeder for the water of Allen's creek to the Erie canal, is in conflict with the proviso for depressed tracks, and was probably added to the bill without thought of the depressed track provision. But as the natural channel for the water of Allen's creek is down the Genesee river, from which it can be fed to the Erie canal by the way of the east side feeder, it is expected that the State authorities will make the arrangements necessary for disposing of the water, so that our railroad company can have their tracks in the prism, as provided in the bill, and which, I am informed, will also meet the wishes of the inhabitants of that portion of the city adjacent to the canal.

The city has a right to build a sewer under the canal provided it does not interfere with the railroad. It is the intention of this company to lay three tracks through the city, occupying the full width of the canal. It is therefore important that the sewer be constructed without delay, else the railroad tracks will necessarily be interfered with, and the cost of the sewer greatly increased.

Another reason why the sewer should be built at once is the necessity for providing an outlet for the numerous street sewers, which now pour their contents into the canal, and which, if the railroad tracks are laid before the sewer is constructed, will flow the sewerage into the property of the Railroad Company and create a nuisance.

It is the expressed intention of this Company to proceed with the construction of the Railroad as soon as the weather will allow of earth work being done economically, but I presume that arrangements can be made to allow the city time to construct the sewer in good shape if it desires to do so, without too much delay. Very respectfully,

R. BELL, Engineer,
G. V. C. R. CO.

Ald. Westbury moved that the Executive Board be directed to employ two suitable persons to circulate a petition in the Third and Eighth wards to be presented to the Legislature asking for relief.

Ald. L. M. Otis moved to amend by inserting the Aldermen from the Third and Eighth wards in place of "Executive Board." Adopted.

The resolution as amended was then adopted. The Board then adjourned until Thursday, March 31, at 6 o'clock P. M.

JAMES T. McMANNIS, City Clerk.

In Common Council, March 31, 1881.

REGULAR MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—14.

Absent—Ald. Mandeville, Kelly—2.

The minutes of the last meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

Ald. Westbury presented the petition of James H. Stiles for permission to move a wood building.

Referred to the Wood Building Committee and Fire Marshal.

By Ald. Westbury—Whereas, The State of New York having sold the Genesee Valley Canal to parties for railroad purposes, proposes to retain that portion of the canal in the city as a feeder, to the great detriment of all the western part of the city and seriously endangering the public health,

Resolved, That our representatives in the Senate and Assembly at Albany be and are hereby requested to use all honorable means to secure such legislation as will authorize and

direct the canal authorities to turn the waters of Allen's Creek through their natural channel into the Genesee river, and thus close entirely the Genesee Valley Canal within the city limits. Adopted.

Ald. L. M. Otis presented the petition of D. P. Fuller for permission to erect a wood building, and moved that permission be granted. Adopted.

By Ald. L. M. Otis—Resolved, That the City Treasurer be authorized to receive the amount of the assessment with 7 per cent. interest on west part lot 113, east side Broadway, for Broadway street improvement. Adopted.

By Ald. L. M. Otis—Bills of
 Critchell & Irwin, repairing lamp tops..... \$53 22
 Rochester Gas Co., lighting and caring of lamps, March..... 2,053 33

Referred to the Lamp Committee.
 Ald. Fee presented the petition of John Cornwall for permission to move a wood building, and moved that permission be granted. Adopted.

Also, the petition of Charles S. Cook. Referred to the Assessment Committee.

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

The resolution offered by Ald. Fee requiring the Fire Marshal to inquire into and ascertain the cause of the explosion and falling of the Rochester Hydraulic Company's building on North Water st. on the 21st inst., respectfully reports that the undersigned determined to assist Coroner Daningburg in bringing all the facts possible to be obtained before the Coroner's jury, so that an intelligent verdict could be rendered.

The testimony of several of the injured was taken at their homes by the Coroner; that experts—men both practical and versed in the science of engineering and care of steam boilers—were thoroughly examined on oath before the Coroner's jury, and all condemned the practice of the fireman that had in charge and care of the steam boiler that exploded of habitually blowing off the boiler at a pressure of 70 pounds of steam to the square inch. The upper section of the boiler that was covered by brickwork was found to be brittle and grainy, thereby showing that when the boiler was blown off the brick work was very hot, which had a tendency to crystalize and harden the shell of the boiler.

According to the testimony of Peter Kelly, a boiler maker of thirty years, it required as competent an engineer to run a boiler as though there was an engine to run with it. By John Tines, an experienced engineer that superintends the heating and power boilers at Cunningham's factory, that no pressure more than 10 pounds, and even less is necessary to blow off boilers; and by Mr. Light, the manufacturer of the Eureka Steam Heaters, that 10 or 12 pounds of pressure is sufficient to run off any boiler. Mr. Light says it is better to draw the fire, let the steam go down and let the water run out of the boiler, thereby allowing the boiler to cool in all parts alike, thus avoiding contraction, expansion and weakening of the seams of the boiler.

The testimony of Mr. Jenner of Brockport, an expert on steam and its management and care, that the explosion was caused by super-

heated steam, thereby producing a powerful compound gas of hydrogen and oxygen, combustion being produced by coming in contact with overheated surfaces; and all the witnesses agree that but a small quantity of water could have been in the boiler at the time of the explosion, and so powerful was the explosion that several pieces of the sheet of the boiler were opened out.

The destruction of the building, the loss of property by the tenants, the personal injury to several persons, and the loss of life of Joseph Schell, are the result of this careless explosion, I take the liberty of presenting the verdict of the jury:

That Joseph Schell came to his death by being killed by the falling of the walls of a portion of the building owned by the Rochester Hydraulic Company, situated on North Water street, in the city of Rochester, Monroe county, N. Y., and we find that the falling of said walls was occasioned by the explosion of a boiler in said building, and owned by said company, and that said explosion was occasioned by the gross and criminal negligence of said company in employing incompetent men to run and superintend said boiler, and in using a boiler that was we have reason to believe, known to them to be defective and unsafe, and therefore we hold said company answerable for said explosion and its sad results—loss of human life, maiming of body and destruction of property.

The undersigned cannot close the report without acquainting the Council of the fact that I have been requested by tenants in manufacturing blocks to have the boilers examined and tested. Also that I have been actively engaged in examining and recommending the strengthening and anchoring of several buildings.

All of which is respectfully submitted.
 WILLIAM CARROLL,
 Fire Marshal.

Rochester, March 29th, 1881.
 Ordered received, filed and published.

By Ald. Hebing—Bills of
 D. Earl, labor and material \$ 173 34
 L. C. Langie, coal City Hall 143 75
 Henry Cooney do 143 75

Referred to the City Property Committee.
 By Ald. I. L. Otis—Bills of
 E. H. Cook & Co., trimming arch \$ 19 50
 Joseph Corbin, serving notices 6 32
 Rochester Printing Co., publishing tax sale.. 317 25
 Williamson & Higbie, stationery 26 73
 Do do do 23 30

Referred to the Contingent Expense Committee.
 Ald. Chambers presented the petition of F. A. Parker for permission to erect a wood building. Referred to Wood Building Committee.

By Ald. Walbridge—Bills of
 J. H. Kay, building fence Jones square..... \$ 96 00
 Warner Wescott, labor 15 75
 Steele & Avery, sundries 6 65
 E. Savage, painting 4 83
 Gilbert, Brady & Co., labor and material..... 9 76

Referred to the Park Committee.
 Ald. Walbridge presented a petition of taxpayers for a plank walk on both sides of Frankfort street. Referred to the Improvement Committee.

Also, petition of John Straub for remission of interest. Referred to the Assessment Committee.

Ald. Wickens presented the petition of Wm. Pauckner for permission to move a wood building and moved that permission be granted. Adopted.

By Ald. Wickens—
ROCHESTER, March 28, 1881.
*To the Honorable the Common Council of
the City of Rochester:*

GENTLEMEN: The undersigned respectfully represent that they have recently built six houses on the east end of Linden street, all to be occupied on the 1st of April. It has been provided to supply them with Hemlock water, but the mains are laid only on the west half of this street. We asked to have mains laid here last fall and now renew our petition. We would say that rather than have the work put off longer we will advance the money needed, provided your Board will agree to reimburse us out of the first appropriation made for extension of water mains.

Respectfully,
ELLWANGER & BARRY.

By Ald. Wickens—
OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, March 29, 1881.

To the Common Council.
GENTLEMEN—The Executive Board respectfully recommend that the petition of Ellwanger & Barry for water pipe in Linden street, from Poplar street to South avenue, be granted, at an estimated expense of \$900; and to give effect to the petition, recommend the adoption of the annexed resolution by the Common Council:

Respectfully submitted,
THOS. J. NEVILLE, Clerk.

By Ald. Wickens—Whereas, It is desired that the water mains should be laid immediately in Linden street, from Poplar street to South avenue, and Messrs. Ellwanger & Barry have offered to advance the necessary amount of money to perform the work at once; therefore,

Resolved, That the Executive Board be and it is hereby authorized to lay a water main in Linden street, from Poplar street to South avenue immediately at an expense not to exceed \$900 and to refund to Ellwanger & Barry the amount of money advanced by them to pay for said work out of the water pipe extension fund for 1881.

Ald. Hebing moved as an amendment that the City Treasurer be authorized to make the city's note for nine hundred dollars and get the same discounted and charge the discount to Contingent Fund and credit the proceeds to Water Pipe Extension Fund, being for laying water pipe in Linden street. Adopted.

The resolution was then adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—14.

Ald. Edelman presented petitions for water mains on Hudson park and Gilmore street. Referred to Water Works Committee and Executive Board.

Also petition of F. Bier. Referred to Assessment Committee.

Ald Hart presented the petitions of Jessie Hart, P. Levin and Lydia A. Perry, relative to assessments. Referred to the Assessment Committee.

By Ald. Hart—B II of
Rochester Printing Company, printing.....\$ 16 25
Referred to Finance Committee for payment.

REPORTS OF STANDING COMMITTEES.

Ald. Hebing from the City Property Committee, Ald. I. L. Otis from the Contingent Expense Committee, Ald. Walbridge from the Park Committee, Ald. L. M. Otis from the

Lamp Committee reported favorably upon the various bills referred to their respective committees and asked unanimous consent to have them placed upon the Finance Budget. Granted.

Ald. Hebing submitted the proposals received for supplying the City Hall with ice for the ensuing year. Tabled until the next regular meeting.

Ald. Hebing, from the City Property Committee submitted the bids received for old No. 5 school property and old No. 21 school property: Chas. Bernhardt for old No. 5 school property, \$4,250; Henry Norden for old No. 21 school property, \$610; Michael Brayer for old No. 21 school property, \$601.

Ald. Hart moved that the City Property Committee be authorized to sell the school property to the highest bidder.

Ald. Chambers moved that the matter lie on the table till the next regular meeting.

Adopted by the following vote:
Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Ira L. Otis, Chambers, Walbridge, Felsing, Edelman, Hart—10.

Nays—Ald. Hebing, Wickens, Weaver, Hart—4.

By Ald. Hebing—
To the Hon. the Common Council:

GENTLEMEN—The City Property Committee respectfully submit their annual report showing receipts and expenditures:

By Balance March 17th, 1880	\$ 1,583 10
By General taxes	4,550 00
By rents received	750 11
By chairman of Committee (box sold).....	2 00
By part of proceeds of note authorized by resolution of the Common Council March 15th, 1881.....	1,000 00
	7,815 11
March 31st, 1881.	
To expenditures to date.....	7,221 76
Balance.....	593 43

Respectfully submitted,
HENSLY M. NEVILLE,
HENRY HEBING,
P. WICKENS,
Committee.

Ordered received, filed and published.

By Ald. Hebing.
To the Hon. Common Council of the City of Rochester,

Your Law Committee, in accordance with the usual custom, do hereby present their annual report of the following actions and matters under their charge for the past year:

The first is Richard Smith against James H. Kelly and others, brought in the Supreme Court for \$10,000 damages. It was tried at the October Circuit of 1880, a verdict in a nonsuit as to the defendants, Kelly, Bromley, Bietzel, Fieckenstein and Beck, and a verdict was rendered against the other defendants, Law S. Gibson and John Williams, who were employed in the Fire Department. The action is brought to recover for injuries received at a centennial celebration on December 31st, 1875, arranged by a committee of the Common Council, and composed of the above defendants, except Gibson and Williams. Appeals have been taken by plaintiff's attorneys from the judgment of nonsuit; and also by the City Attorney from the verdict against defendant Gibson, a case was tried, on part of plaintiff, by Gen. Martindale, and defended by Hon. W. C. Rowley, a counsel for defendant Bromley, and the City Attorney.

Gregor Frank against the City of Rochester is brought in the Supreme Court for \$10,000 damages, caused by the overflow of the Monroe avenue sewer and damage to the plaintiff's building, is still pending.

The case of William S. Lattie against the City of Rochester for \$1,000 damages, being for injury to property stock by the overflow of the East avenue outlet sewer, was brought in the Supreme Court. The cause was referred to Hon. James L. Angell in December, 1880, and has been tried. A judgment rendered in favor of the city. The case was tried on the part of plaintiff by his counsel, Edward Harris, Esq., and by the City Attorney for the city.

The case of Otto Zern against the City of Rochester was brought in the Monroe County Court for \$300 damages. This action arose from a plumber, licensed by the city, having left a ditch improperly guarded, and thereby plaintiff's wagon and horse fell into it and were injured. The plumber was notified to defend by the late City Attorney, A. G. Wheeler, as the city would hold him responsible for any damages that might be recovered against it, which he accordingly did and employed A. L. Barton, Esq. The cause afterwards came to trial and resulted in a non-suit.

James G. McCartney against The City of Rochester, brought in the Supreme Court for \$3,000 damages is for injuries received at Smith street bridge, where the same crosses the Erie canal. The evidence shows it occurred on account of the bridge being out of repair, causing plaintiff's horse to run away and inflict severe injuries on plaintiff. The cause was tried in the January Circuit for 1881, and resulted in a verdict in favor of plaintiff for \$2,500, and is now upon appeal.

George Klem and others against The City of Rochester and the N. Y. C. & H. R. RR. Co., for \$1,000 damages, and a permanent injunction restraining the city from closing Goodman street at its crossing the N. Y. C. & H. R. RR. tracks, was tried at the last Equity Term, before Hon. Francis A. Macomber. The decision will not be handed down, as the City Attorney is informed, until the return of J. B. Perkins, Esq., from Europe.

Albert C. Hobble against The City was an action for pollution of a natural stream by defendant discharging refuse and other refuse into the same, which pollution caused sickness in plaintiff's family, and death to his wife, as alleged, and judgment was asked for \$10,000. The cause was tried at the June circuit of the Supreme Court for 1880. Messrs. J. A. Stull and A. G. Wheeler defended the city, and resulted in a verdict in favor of the city.

Warren Spinks against the City is for the same cause and in same court, and plaintiffs for judgment of \$5,000 and a permanent injunction restraining the city from discharging the Court and William streets sewer into the alleged natural stream. This case was referred to Ex-Judges Gardner and Bangs more than a year since, and is now partly tried by the same counsel last mentioned.

The case of William C. Baine against the city was brought in the County Court for \$540 balance alleged due plaintiff for services rendered in examining the City Treasurer's books and accounts. This action, tried in the said County Court, plaintiff claimed to have been employed at a salary of \$10 per day, to have worked ninety-four days in all, and had received but \$400 thereon. Upon the trial he recovered a verdict for \$228.58 only. The question as to whether the plaintiff is entitled to costs in this action is still on appeal in the Court of Appeals.

The City against Levi A. Ward and others was brought for the foreclosure of a tax lien in the Supreme Court and to save the city's interest in certain land where some parties were about to cut off the city's interest by the foreclosure of a County tax. The result was in favor of the city, it compelling the payment of taxes due it—some \$200 and over—and putting an end to the other proceeding.

Warren Spinks against The City, is an action brought to recover \$10,000 damages. Plaintiff alleges to have caught his foot in some matting lying over a grate on the sidewalk before a store on Exchange Place and thereby tripping plaintiff, causing him to fall, injuring his person and nervous system. This action has recently been commenced, and issue is not yet joined.

Harriet Jerome against The City is brought in the County Court for \$1,000 damages. Plaintiff claims to have been injured upon a defective sidewalk on the Brooks estate, on Meigs street. The heirs of the Brooks estate were notified by the City Attorney to appear and defend, as the city would hold them responsible for any damages recovered against it. This action was settled by the heirs of said estate on the 28th inst.

The City against the Municipal Gas Light Company was brought at the request of a large number of citizens who were very much injured in the enjoyment of houses by the leaking of the defendant's gas pipes into the public sewers and thence into the cellars and dwellings of the inhabitants so as to render them almost and in some instances quite uninhabitable.

The defendant afterwards remedied the leaks to the satisfaction of said inhabitants, who requested that the action be discontinued, which was accordingly done, defendant paying costs.

Oliver L. Angevise against the City in the Supreme Court is for services alleged to have been rendered the city as Fire Marshal. It is for \$1,920.31. He claims for several years, although during all this time no salary was fixed or audited for him as such official.

The suit of Frederick Halling against the city is brought for \$5,000 damages. Plaintiff alleges to have caught his foot on a plank lying on Vincent place bridge on a dark night, causing him to fall and severely

ly cutting his hand. This action is also brought in the Supreme Court.

The City against Daniel O'Grady, Jr., and The National Gas Light Company of the City of New York, is an action of Interpleader brought by the city to determine the right of said defendant, Daniel O'Grady, Jr., to certain moneys now owed by the city to the National Gas Light Company of the City of New York, and on which the defendant O'Grady claims a lien for services rendered to said company, and has given notice to the city thereof.

The foregoing are all the actions under the control of the City Attorney. The other litigations in which the city is interested are in the hands of special counsel, as appears herein, and other actions in hands of special counsel have been reported on from time to time, employed before the present City Attorney took office, and in none of the cases tried since has the city been obliged to employ extra counsel. In addition to the actions above mentioned, the old matter of taxes illegally collected by the town of Rush was taken up by your Committee, and through proceedings by the City Attorney the whole amount and interest was recovered, in all amounting to \$1,446.67. A large number of claims have also come before the Law Committee, and after a very careful investigation into all the facts surrounding each case, they were either adjusted or reported adversely upon and it may be added that in very few cases has there been any action commenced thereon after rejection by said committee.

In conclusion your committee would say that they cannot sever their official connection with City Attorney J. R. Fanning without an especial commendation of the tireless energy with which he has discharged the arduous duties of his office for the past year. It is therefore with unqualified satisfaction that your committee bear testimony to the faithfulness and ability of the present City Attorney John R. Fanning.

All of which is respectfully submitted.
HENRY HEBBING,
LYMAN M. OTIS,
LEWIS EDELMAN,
Committee.

Ordered received, filed and published.

By Ald. I. L. Otis—

To the Hon. the Common Council:

GENTLEMEN—Your Committee on Contingent Expenses present the following report of the receipts and expenditures of their department from the 17th day of March, 1880, to the 30th day of March, 1881.

Balance in the fund March 17, 1880	\$13,108 25
Appropriation tax levy	40,000 00
Licenses, Municipal Court, interest and all other sources	41,040 71
	\$ 94,148 96

Expenditures (for items, of which see Treasurer's annual report)	\$77,326 39
Balance	\$16,822 57

IRA L. OTIS,
J. J. HART,
D. G. WEAVER,
Committee.

Ordered received filed and published.

By Ald. Edelman—Resolved, That Charles Milier, Levi Hey, Geo. J. Baist and John H. Dana, have permission to erect wooden buildings in accordance with their several petitions, under the direction of the Fire Marshal and Wooden Building Committee.

By Ald. Walbridge:

To the Hon. the Common Council:

GENTLEMEN:—Your Committee, who have had the care and management of the Public Parks of the City during the past year, submit the following report of receipts and expenditures of the fund entrusted to their care:

PARK FUND.	
Dr.	
To Balance on hand March 17th, 1880	\$108 11
Appropriation	2,000 00
Cash from City Attorney	13 65
Cash from sale of fence	13 00
	\$2,134 76
Cr.	
By labor on parks	\$704 63
Fence and walk, Jones Square	757 95
Lawn Mowers	57 00
Repairing mowers	14 00
Grass seed	3 08
Blacksmithing	10 71
Hardware	9 00

Bills contracted and audited, unpaid...	206 03
	\$1,762 45
Balance.....	\$372 31

More than one-half of the amount expended was for the permanent improvement of Jones Square, by replacing the old, insidibly and cumbersome fence by which it was surrounded with a sightly and substantial railing, and the construction of neat and durable gravel walks. The balance of the expenditures have been for the labor, material and tools used in the care of the parks.

Your committee would call your attention to the fact that the public grounds have been kept in good condition during the past year, and that after liquidating every obligation incurred we are able to leave to our successors on the Park Committee a balance which will be ample for the prosecution of necessary work until the next annual appropriation shall be come available.

All of which is respectfully submitted.

S. D. WALBRIDGE,
J. MILLER KELLY,
D. G. WEAVER,
Park Committee.

Ordered received, filed and published.

Ald. Weaver presented the following:

ANNUAL REPORT OF THE COMMITTEE ON THE SUPPORT AND RELIEF OF THE POOR.

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

GENTLEMEN: Your Committee on the Support and Relief of the Poor would respectfully present the following annual report for the year ending March 31, 1881:

RECEIPTS.

Merchandise on hand as per inventory March 31, 1880.....	\$1,008 01
Received from Excise Board.....	22,978 43
Received from towns.....	1,236 01
Annual appropriation.....	40,000 00
Coal on hand March 31, 1881.....	9 9 08
Balance on hand March 17, 1880, as per Treasurer's report.....	11,897 22
Total for the year.....	\$78,028 83

EXPENDITURES.

Paid St. Mary's Hospital.....	\$ 11,382 21
.. City Hospital.....	4,110 34
.. Industrial school.....	2,023 33
.. St. Mary's Orphan Asylum.....	3,365 87
.. St. Joseph's Orphan Asylum.....	2,205 08
.. Rochester Orphan Asylum.....	2,973 41
.. St. Patrick's Orphan Asylum.....	2,656 67
.. Church Home.....	794 00
.. Home of Industry.....	642 05
.. Home for Friendless.....	393 88
.. For bread.....	\$ 2,980 89
.. .. Meat.....	3,533 96
.. .. Groceries.....	4,384 59
.. .. Soap and candles.....	596 64
.. .. Flour and meal.....	2,595 63
.. .. Shoes.....	1,044 82
.. .. Undertakers' services.....	1,405 10
.. .. Transportation.....	462 94
.. .. Overseer's disburs'mts.....	1,005 10
.. .. Coal.....	3,174 00
.. Salaries overseer & assistant.....	3,752 00
.. .. City physicians.....	3,000 00
.. .. Excise Board & assist's.....	2,650 00
.. Sundries for Excise Board.....	113 35
.. For blank books & stationery.....	193 58
.. .. Rent for sundry persons.....	115 00
.. .. Rent of coal yard.....	29 17
.. .. Wood.....	9 00
.. .. Medicine, trusses, &c.....	53 95
.. Dry goods.....	31 18
.. ..	\$31,156 84
Paid for ice for office.....	9 60
Paid for repairs to stoves.....	16 27
Paid Constables' fees.....	25 05
Paid sundry expenses.....	44 10
Add outstanding bills.....	\$62,969 16
Total.....	1,500 56
Deduct last year's bills paid.....	\$4,520 84
Deduct goods in store March 31, 1881.....	724 10
Deduct relief furnished towns and not yet reimbursed.....	943 94
Deduct coal paid for but not delivered.....	650 00
	\$6,838 88

Total cost for support and relief of the poor of the city for the year ending March 31, 1881.....	\$57,630 84
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From the foregoing statement it will be seen that the expense of caring for and assisting the poor of our city for the current year, closing the 31st of this month, is by comparison with the reports of preceding years largely diminished. This result is due in a great measure to the judicious management of the present Overseer—Mr. Porter W. Taylor—in conducting the affairs of his department. Also, by a system of purchasing supplies adopted by your committee, which was partially inaugurated by the committee of the previous year, and more fully carried out to a successful result this year. This system, with which we believe your honorable body is familiar, we earnestly commend to the consideration of the committee who shall succeed us, and we would urge its adoption as a matter of economy and fidelity to the interests of the tax payers.

Notwithstanding the large reduction in the expenditures of the department, the number of families aided during the year, about the same as during the preceding twelve months.

The past winter has been an exceedingly severe one for the poor, and in consequence of the long continued cold weather the issue of coal and provisions has by far exceeded that of some previous years. Had it not been for this we think your committee could have made a still better showing of reductions in the cost of maintaining the poor without withholding from any the requisite aid to meet their necessities. Your committee are of the opinion that the management of the Poor Department has been strictly conducted in the interests of economy and of magnificent charity to the worthy poor.

All of which is respectfully submitted.

D. G. WEAVER,
S. D. WALBRIDGE,
PHILIP WICKENS,
HENRY HEHRING,
M. BARRON,
GEO. CHAMBERS,
Poor Committee.

Ordered received, filed and published.

Ald. Hart presented the following:

ANNUAL REPORT OF THE POLICE COMMITTEE.

To the Honorable Common Council of the City of Rochester.

GENTLEMEN: We respectfully present the following Annual Report of your Police Committee, from March 17, 1880, to March 30, 1881:

RECEIPTS.

Balance in treasury March 17, 1880.....	\$ 7,982 20
General appropriation.....	64,000 00
Fines collected at the Penitentiary.....	907 00
Fines, penalties, costs, &c., paid by Clerk.....	7,716 56
Total receipts.....	\$80,605 76

EXPENDITURES.

Salaries, including Police Commissioners, Police Justice, Clerk, &c.....	\$75,893 08
Monthly expenditures of Clerk.....	803 68
Printing, stationery, dockets, law books, &c.....	323 00
Repairing cells, water closets, &c.....	62 38
Ice at headquarters.....	146 60
Medical services.....	87 00
Furniture at headquarters.....	81 82
Band on inspection.....	56 00
Remission of fines by Common Council.....	210 00
Total expenditures.....	\$77,606 51

BUSINESS OF THE DEPARTMENT,

From March 1, 1880, to March 1, 1881.

Number of persons arrested.....	3,144
Number of persons convicted.....	1,680
Number of persons committed to the Penitentiary.....	573
Number of persons committed to Jail.....	491
Number of persons committed to the Western House of Refuge.....	31
Number of warrants issued.....	1,611
Number of records of convictions filed.....	1,427
Number of persons held for the Oyer and Terminer.....	168
Number of persons filing bonds.....	99
Number of lodgers at station.....	907

As will be seen from the above, the Department in all its branches had plenty to do, the arrests made averaging 37½ to every officer during the year. With a few changes which the Commissioners should make the Department would be greatly benefitted, as well as the public at large. The territory patrolled by the officers is very large for the number of men on the

force, and the Department should be kept and filed up by good and efficient officers.

All of which is respectfully submitted.

J. J. HART,
S. D. WALBRIDGE,
JOHN A. FELSINGER,
Police Committee.

Ordered received, filed and published.

By Ald. Hart—

POLICE JUSTICE OFFICE,
ROCHESTER, N. Y., March 31, 1881.

To the Honorable the Common Council:

GENTLEMEN: I herewith transmit to your Honorable Body a general statement of the amount of business transacted in this office for the year ending March 1, 1881:

Number of persons arrested.....	3,144
.. convicted of various offences.....	1,680
.. committed to the Penitentiary.....	573
.. .. County Jail.....	491
.. .. House of	
Refuge—males, 25; females, 6.....	31
Number examined and held to Over and Ter-	
miner.....	168
Number admitted to bail and bonds filed.....	99
.. warrants issued.....	1,611
.. records of convictions filed.....	1,427
.. judgments for penalties.....	253
.. lodged in Station House.....	907
Amount collected for fines, penalties and	
costs.....	\$7,609 50
Amount paid at Penitentiary for convic-	
tions from this court.....	984 50
Amount paid for fines imposed by Police	
Commissioner.....	61 00
Amount paid by county for services of Pol-	
ice Department.....	110 10
Total amount collected.....	\$8,765 10

The amount of stolen goods has been so trifling that no sale has been deemed advisable during the year. The articles accumulated and not claimed remain to be sold. Respectfully submitted,

GEO. TRUESDALE, Police Justice.

Ordered received, filed and published.

By Ald. Felsing—

To the Common Council:

GENTLEMEN: On the petition of Jas. P. and Michael Flynn for remission of interest on local assessments, your Assessment Committee recommend the adoption of the following:

Resolved, That the City Treasurer be authorized to receive the amount of the assessments with expenses and cost of sale, without interest, on lot 34, north side of Roche street, for Whitney and Childs street opening, and on lot 34, east side of Childs street, for Childs street sewer, and charge the balance to erroneous assessment. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., March 31, 1881.

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

CONTINGENT FUND.

MONTHLY PAY ROLL FOR MARCH, 1881.

Cornelius R. Parsons, Mayor.....	\$208 33
Ambrose C. McGlavin, Treasurer.....	333 33
John R. Fanning, City Attorney.....	166 66
Oscar H. Kocock, City Surveyor.....	166 66
Jas. T. McDannit, City Clerk.....	68 75
David McKay, City Assessor.....	150 00
August M. Koeth, ..	150 00
Wm. Mahar, ..	150 00
Geo. W. Sill, Judge Municipal Court.....	150 00
J. W. Duell, ..	150 00
William E. Werner, Clerk ..	50 00
Francis J. Irwin, City Messenger.....	83 37
John O'Leary, Watchman City Hall.....	55 00
Wm. Connors, Engineer City Hall.....	55 00
Wm. Waldert, Janitor Front Street Building.....	50 00
W. C. Gray, Assistant Surveyor's Office.....	66 00
Wm. S. Smith, Jr.	66 00
W. Stewart, Chairman ..	44 00
Ambrose Redman, Rodman ..	32 33
H. F. McGlavin, Treasurer's office.....	116 66
C. H. Stilwell, ..	62 50
J. T. Tracy, ..	62 50
J. Y. Elias, ..	65 00
Edward Thomas, ..	50 00
Wm. Carroll, Fire Marshal.....	58 38

Assessors' clerk hire month of March.....	41 67
Union and Advertiser, publishing proceedings to April 1.....	750 00
Rochester Printing Co. publishing proceedings 1 qr. to April 1, as per contract.....	625 00
Express Printing Co. publishing proceedings 1 qr. to April 1, as per contract.....	500 00
Herald Printing Co. pub. city notices 1 qr. to April 1, as per contract.....	250 00
Rochester Volksblatt, pub. city notices 1 qr. to April 1, as per contract.....	187 50
Rochester Beobachter, pub. city notices 1 qr. to April 1, as per contract.....	187 50
Union and Advertiser Co., Printing Blanks and tax sale for Treasurer.....	321 25
Union and Advertiser Co., printing blanks for Surveyor.....	57 00
Union and Advertiser Co., blanks, registers, and Certificates of Carvass.....	171 00
F. J. Irwin Postage Stamps.....	5 16
Lunch for Council.....	20 00
Rochester Printing Co.....	317 25
Jos. Corbin.....	6 32
Williamson & Higbie.....	26 98
Do do do.....	23 30
E. H. Cook & Co.....	19 50
And charge that fund.	

MONTHLY PAY ROLL FOR MARCH, 1881.

Porter W. Taylor, Overseer.....	\$116 66
James W. Stanley, Assistant Overseer.....	66 66
Henry L. Achilles, Jr, bookkeeper.....	58 33
Jacob Lutz, clerk.....	40 00
Dr. Kenpe, City Physician.....	41 67
Dr. Weigel, City Physician.....	41 67
Dr. Schmitt, City Physician.....	41 67
Dr. Rockwell, City Physician.....	41 67
Dr. O'Hare, City Physician.....	41 67
Dr. Spencer, City Physician.....	41 67
Vincent M. Smith, Excise Commissioner.....	66 66
C. Herzberger.....	66 66
Wm. F. Morrison.....	66 66
Maurice Moynahan.....	50 00
Joseph Eagan.....	40 00

MISCELLANEOUS.

Smith, Perkins & Co., groceries.....	52 95
.. ..	11 55
Brewster, Gordon & Co., ..	111 19
A. H. Martin, ..	32 50
Henry East, meat.....	125 00
Thomas Goulding, Constable's services.....	19 60
Joseph H. Pool, flour and meal.....	286 76
Rochester Female Charitable Society, board.....	7 00
Geo. Hoehn, wood.....	7 00
B. O'Reilly, undertaker's services.....	32 00
.. ..	109 00
Jeffreys & Co., ..	38 00
Porter W. Taylor, disbursements.....	28 50
And charge that Fund.	

LAMP DEPARTMENT FUND.

Sherlock & Sloan, lamp, cocks, tips and burn-	
ers.....	\$ 135 50
Citizens' Gas Company, lighting and care of	
lamps, March.....	2,612 50
Louis H. Miller & Co., lighting and care of	
lamps, March.....	
And charge that Fund.	

CITY PROPERTY FUND.

Chas. M. Beattie, salary for March.....	\$ 80 00
F. J. Irwin, cleaning City Hall to April.....	32 75
William Waldert, hardware.....	5 40
.. .. labor.....	2 00
R. B. Randall, repairing lawn mower.....	5 35
Wray & Elwood, keys and repair.....	4 95
Burke, B. Simons, Home & Co., towels.....	7 50
D. Earl, labor and material.....	173 34
L. C. Langee.....	143 75
Henry Cooney.....	143 73
And charge that fund.	

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL FOR MARCH, 1881.

Dr. Chas. Buckley, Health Officer.....	66 66
John H. Mason, Superintendent and Clerk.....	50 19
A. C. Parsons, Inspector.....	40 00
Michael Murray, Inspector.....	40 00
John Meyer, Inspector.....	40 00
Joseph Thompson, Inspector.....	40 00
Henry M. Heinoid, Keeper Hope Hospital.....	50 00
John O'Rourke, sewer flusher.....	40 00
John Van Osce.....	40 00
F. J. Irwin, salary to April.....	25 00
And charge that Fund.	

PARK FUND.

Eureka Steam Heating Co., iron pipe.....	\$39 32
R. B. Randall, sharpening mowers.....	8 70
Edward Savage, painting fence.....	25 00
J. H. Kay.....	96 00

Warner Wescott.....	15 75
Steele & Avery.....	6 65
E. Savage.....	4 85
Gilbert Brady.....	9 76
And charge that fund.	

POLICE DEPARTMENT FUND.

George Truesdale, salary to April 1.....	\$187 50
Frederick Zimmer, salary to April 1.....	125 00
Jack Howe, Jr., salary to April 1.....	125 00
And charge that fund.	

**EXECUTIVE BOARD, OF THE CITY OF ROCHESTER, }
ROCHESTER, N. Y., March 30, 1881. }**

To the Common Council:

The accompanying bills having been duly audited, examined and settled by this Board, are hereby referred to your honorable board for payment, as required by Sec. 148 of the City Charter.

Respectfully submitted,

THOM. S. J. NEVILLE,
Clerk of Executive Board.

Street Department—Highway Fund.

Marx & Young, repairing wagons, &c.....	\$12 75
<i>Water Works Department—Water Works Fund.</i>	
Joseph H. Sherman, Supervisor, pipe and material at Rush reservoir.....	\$512 52
John Daniels, hay.....	12 64
T. Neville, clerk, postage stamps.....	5 00
Marx & Young, repairs and wagon.....	175 75
Mary J. Scott, meter.....	9 00
Chas. S. Baker, services.....	50 00
J. B. Coleman, repairing meters.....	2 00
Woodbury, Booth & Pryor, work on boiler.....	104 27
T. M. Blossom, moving buildings.....	6 00
J. Emory Jones, work at pump house.....	11 15
Foster & Hennegan, repairs.....	10 00
	\$898 81

Fire Department—Fire Department Fund.

B. H. Clark & Son, supplies.....	\$ 3 53
Wm. Huddy, repairs.....	3 50
Marx & Young, repairs to wagon.....	9 35
Wray & Elwood, keys, signal boxes.....	7 25
Michael Heavy, use and board of team.....	108 25
Michael Heavy, use of team.....	15 00
	\$146 83

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Edelman, Weaver, Hart—14.

By Ald. L. M. Otis—Annual report of the City Treasurer. (The report will appear hereafter.)

Ald. Hart moved to table until the next meeting. Adopted.

By Ald. L. M. Otis—

To the Common Council:

GENTLEMEN—Your Lamp Committee present the following report of receipts and expenditures of the Lamp Committee for the year 1880-81, for items of which see Treasurer's annual report:

LAMP FUND.

Balance on hand March 20, 1880.....	\$ 497 29
General appropriation.....	55,000 00
City notes.....	30,000 00
L. M. Otis.....	5 50
F. J. Irwin.....	26 00
	\$85,528 79
Expenditures.....	63,500 50

Balance..... \$17,024 29

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD, }
Rochester, March 31, 1881. }

To the Honorable the Common Council:

GENTLEMEN—If the annexed statement of the expenditures on account of the garbage contract be examined by your Honorable Board, it will be seen that the transfer of \$750 from this fund to some other fund will not leave a balance sufficient to pay the contract or under the terms of his contract. The Executive Board therefore respectfully suggest that the garbage fund be left intact until the expiration of the present contract, which will be June 31st next, at which time the Executive Board will be pleased to relegate the garbage business to the Board of Health.

Respectfully, THOS. J. NEVILLE, Clerk.

Statement of Garbage Fund Account in Books of Executive Board March 31, 1881.

Credit.	
By General Taxes, 1880.....	\$4,000 00
Debit.	
For amount of orders drawn by Executive Board as audited by Common Council.....	2,762 07
Balance at credit.....	\$1,237 93
The amount now due and to become due to contractor to the date upon which the contract will expire may be stated at.....	\$745 80
The pay of one inspector from 31st to June 20 will amount to.....	105 43
Total anticipated drafts.....	851 23
Balance, excluding contingencies.....	\$386 70

In case an additional Inspector shall be employed during the Spring his pay, which will be about \$100, will reduce this balance to that extent.

Upon the present basis of one Inspector to be paid in addition to the contractor, the transfer of \$750 from this fund to the Health fund will make it impossible for this Board to pay the contractor the amount which will become due to him.

Ald. Chambers moved that the resolution authorizing the City Treasurer to transfer \$750 from the garbage fund to the credit of the Health Fund adopted at a meeting held March 15, 1881, be reconsidered. Adopted.

Ald. Edelman moved to indefinitely postpone the resolution. Adopted.

EXECUTIVE BUSINESS.

Ald. Chambers moved to proceed to elect Commissioners of Deeds and that the clerk cast the ballot.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Edelman, Weaver, Hart—14.

The following named persons having received the concurrent vote of the Common Council were duly elected Commissioners of Deeds:

Geo. B. Montgomery, Ivan Powers, Arthur J. Shaw, James T. Mannis, Thomas G. Young, John C. Burns.

Ald. Walbridge moved to proceed to vote for Inspectors of Election. Adopted.

For Inspector of Election of the first district of the Ninth ward George H. Kennedy was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Edelman, Weaver, Hart—14.

George H. Kennedy having received the concurrent vote of the Board was duly elected Inspector of Election for the first district of the 9th ward.

For Inspector of Elections of the second district of the 9th ward Henry McCarthy was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsinger, Wickens, Edelman, Weaver—12.

Ald. Walbridge was named by Ald. Ira L. Otis, Hart—2.

Henry McCarthy having received the concurrent vote of the Board was duly elected Inspector of Elections for the second district of the 9th ward.

For Inspector of Elections of the second district of the 8th ward Philip Ritter was named by Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsinger, Wickens, Edelman, Weaver—14.

Philip Ritter having received the concurrent vote of the Board was duly elected Inspector

of Elections for the second district of the 8th ward.

For Inspector of Election of the Second district, Third ward, Michael C. O'Loughlin was named by

Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—14.

Michael C. O'Loughlin having received the concurrent vote of the Board, was duly elected Inspector of Elections for the Second district, Third ward.

For Inspector of Elections of the Second district of the Thirteenth ward, Barney Leahm was named by

Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—13.

Barney Leahm having received the concurrent vote of the Board, was duly elected Inspector of Elections for the Second district of the Thirteenth ward.

By Ald. Edelman—Resolved, That C. Wideman have permission to move a wooden building from Catherine street to No. 1 Selmgier street, under direction of the Wooden Building Committee and Fire Marshal. Adopted.

LEWIS EDELMAN,
OWEN F. FEE,
J. J. HART,
Committee.

MISCELLANEOUS BUSINESS.

By Ald. Edelman—Resolved, That Joseph Hohm have permission to move a wood building, in accordance with his petition, under the direction of the Fire Marshal. Adopted.

By Ald. Hebing—Resolved, That the City Clerk draw an order in favor of the City Attorney on the City Treasurer for \$50 for the purpose of subpoenaing witnesses in the case of Brown against the City and other actions, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—14.

By Ald. L. M. Otis—Resolved, That the City Treasurer be and he is hereby authorized to make the city's note for \$10,000, the proceeds to be credited to Board of Education, for the Monroe School Fund, in pursuance of chapter 73, Laws of 1881, and discount charged to the same fund; the said note to be countersigned by the Chairman of the Finance Committee.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—14.

By Ald. L. M. Otis—Resolved, That the City Clerk draw an order for \$25 in favor of D. H. Westbury, for expenses to Albany in relation to Genesee Valley Canal, and charge contingent fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, Ira L. Otis, Chambers, Walbridge, Felsing, Wickens, Edelman, Weaver, Hart—14.

Ald. L. M. Otis called up the resolution relating to Oak street improvement (page 204 Common Council Proceedings).

Ald. Ira L. Otis moved to indefinitely postpone the resolution. Adopted.

The Board then adjourned.

JAMES T. MCMANNIS,
City Clerk.

In Common Council, April 4, 1881

FINAL MEETING.

Ald. Westbury, President of the Board, presiding.

Present—Ald. Tracy, Barron, Westbury, L. M. Otis, Fee, Hebing, I. L. Otis, Chambers, Walbridge, Felsing, Edelman, Weaver, Kelly, Hart—14.

Absent—Ald. Mandeville, Wickens—2.
By Ald L. M. Otis—

CITY TREASURER'S OFFICE,
ROCHESTER, April 2d, 1880.

To the Honorable, the Common Council:

GENTLEMEN—I herewith transmit a report of the transactions in this office, from March 16th, 1880, to June 28th 1880.

The same has been compiled by Mr. E. W. Williams, then deputy Treasurer, and the vouchers proving its accuracy, are also submitted.

Very respectfully, your obedient servant,
A. C. MCGLACHLIN, Treasurer.

[The report will appear hereafter.]

Ald. Hart moved to refer to a committee. Adopted.

By Ald. Walbridge—

To the Honorable Common Council of the City of Rochester:

The Commissioners of Mount Hope Cemetery beg leave to present their annual report of receipts and expenditures for the fiscal year ending March 1st, 1881, and the condition of funds belonging to said cemetery:

STATEMENT

Of receipts and expenditures at Mt. Hope Cemetery during the year ending March 1st, 1881:

RECEIPTS.	
To sodding and repairs, &c.....	\$5,476 46
To vault fees.....	194 00
To renewals.....	335 00
To interments.....	3,197 00
To rent.....	160 00
To lots and single graves sold....	11,891 00
To pasture.....	57 75
To perpetual contracts.....	735 00
	\$22,106 21
EXPENDITURES.	
By amount Supt. salary, labor, &c., as per payroll	\$10,973 54
By amount paid for material, tools and repairs.....	2,069 77
By amount deposited on perpetual fund.....	795 00
By amount deposited on repair fund	2,131 12
By amount deposited on general fund.....	6,136 73
	\$22,106 21

CONDITION OF FUNDS—MOUNT HOPE CEMETERY.

Cash on deposit—	
In Monroe County Savings Bank...\$	5,432 82
In East Side Savings Bank.....	5,000 00
In Rochester Savings Bank.....	5,435 00
In Mechanics' Savings Bank.....	9,269 32
Credited to General Fund.....	\$10,411 01
Credited to Repair and Sinking Fund.....	9,370 98
Credited to perpetual contracts....	5,335 15

\$25,117 14 \$25,117 14
FREDERICK COOK,
N. A. STONE,
Coms. Mt. Hope.

Ordered received, filed and published.

The President handed down the following:

Gentlemen of the Common Council:

The forty-seventh Common Council of the city of Rochester expires by limitation to-day. As your presiding officer for the past year, I have been laid under many tributes of gratitude for your uniform courtesy and consideration, and I cannot let this opportunity slip to acknowledge the obligation I am under to you all. Whatever of success has been obtained has been secured through your co-operation. Indeed, our success and failure as a Board, if there be success or failure, is mutual. You have been dignified and decorous in debate, have been attentive to the important duties imposed upon you, and your presiding officer has tried to execute the delicate duties of his office without discrimination or injustice. As a Board, our work is done. The record is made. We may hope we have secured the favor of constituents, and the commendation of conscience. The government of cities is one of the most perplexing features of the problem of republicanism, and happy shall be that officary which can say it has not only honestly striven for but has actually observed the greatest good of the greatest number.

I am especially gratified, in viewing the reports of the work of the year, at the commendable condition of the public funds, as revealed in the report of the Finance Committee. The very large decrease in expenditures over the previous year will be a welcome exhibit to our citizens, who will institute comparison with other years and judge us by the result. As good citizens, we can all join in the hope that the incoming Board may at the close of its term make even a handsomer showing.

The report of the City Treasurer is submitted and attests the integrity and efficiency of that faithful official. His succession to the office of City Treasurer was under peculiarly sad and embarrassing personal circumstances, but the people have believed him fit for the discharge of his important trust, and by formal vote have ratified the appointment which he received at your hands. This attests the wisdom of your selection, and the confidence of the people in his integrity.

Many important questions which agitated this board and the people a year ago have been amicably, honorably and satisfactorily settled—among them being the State Line Railroad matter and the question of the elevation of the tracks of the New York Central & Hudson River railroad. These questions were vexatious ones, but the people have preserved their equanimity under all embarrassments, and I congratulate you upon the conclusions reached during your official term.

On the 9th of September, 1880, the Board of Trustees of the Rochester Fire Department formally unveiled and dedicated an imposing and beautiful monument on Mount Hope, commemorative of our brave citizens who, as firemen, lost their lives in protecting the life and property of others. It seems to me that this event marked—it certainly should mark—a new era in our history. Rochester is famed for its beauty of situation, for the generosity of its citizens to art, science, literature, but it has not shown what it has felt of appreciation for noble self-sacrifice. It points with pride to its firemen's monument, and I sincerely hope that before another official year shall close, we shall see within our borders

a suitable memorial of the brave men who took their lives in their hands, and lost them that the country might survive. We surely shall not refuse them the but imperfect tribute of imposing stone. Rochester very much needs a public building for her G. A. R. posts, her local, historical and scientific societies, her Central and other libraries, and if the proposed memorial shall take the form of a substantial and handsome building, what better legacy could we bestow upon present and future generations? Let us be quick to atone for our long neglect of those who have found it both sweet and pleasant to die for their country.

The revival of business which returned to gladden long expectation in 1879, has continued. Prosperity waits on honest industry; the laboring classes are busy and happy; the merchants are taxed to the utmost of their time and strength to meet the constantly increasing demands of business. Toil yields a quick and handsome return, and the land laughs in the face of the smiling morning of this glad new day of business prosperity. I may express the hope that Rochester will let no favorable opportunity pass to take every advantage offered for the upbuilding of the city and the enlargement of the blessings and privileges of its citizens.

The suggestions incident to this hour of official adieus are intensified by the remembrance of those officials whom death has claimed of us during the past year. George D. Williams, who in private life and public station was the genial companion, faithful friend, upright citizen and *honest official*, has rendered his final account, been approved as a faithful and just steward, in all his temporal affairs, and honest in the sight of his fellow-men. I have not the shadow of a doubt, but that he was as honest in the sight of Him who winks at no deception. He leaves the city which knew him so well and trusted him so implicitly the legacy of a spotless official character—brilliant in the clouds which sought to obscure but only served to intensify it. Death has also removed from his official place and private circle our late City Clerk, Lucius M. Mandeville, who was faithful and conscientious in the performance of the duties of his responsible station. We can all unite in bearing testimony to the worth and character of these men, who graced our number and brought no stain to our record.

Gentlemen, the hour of parting has come. May you go back to your constituents conscious of right, and to your unofficial station with the commendation of conscience and the approbation of all good men.

D. H. WESTBURY, President.

At the close of the President's address Ald. Barron rose and in appropriate words expressed the esteem of the Council, city officials and other friends for the President. Ald. Barron then proceed to present him in fitting terms with an elegant gold watch and chain as a token of the esteem and appreciation in which he was held by the retiring board and city officials.

In response the President said:

ALDERMAN BARRON AND GENTLEMEN: I am by this evidence of your kindness placed in a very embarrassing position, and am not able with feeble words to express my gratitude. I was elected as your presiding officer one year ago, and since that time I have tried to carry

out the rules and regulations adopted by the Board. It has been my endeavor to counsel well and render decisions acceptable to my fellow Councilmen. A question has been submitted to me to-day which is not found in treatises on Parliamentary law, and I am not prepared to respond. No words can tell how I appreciate your kindness, and it is beyond the power of language to express my feelings. During my career as Alderman I have never, directly or indirectly, received any valuable consideration for an official act. If this present comes on that ground I cannot receive it, but if as I believe, it is a token of the kind feelings of my associates in the Council and of city officials, I gratefully accept it. This beautiful memento will accompany me in old age, and when my locks are silvered, my eyes dim, and memory fails, this gift will

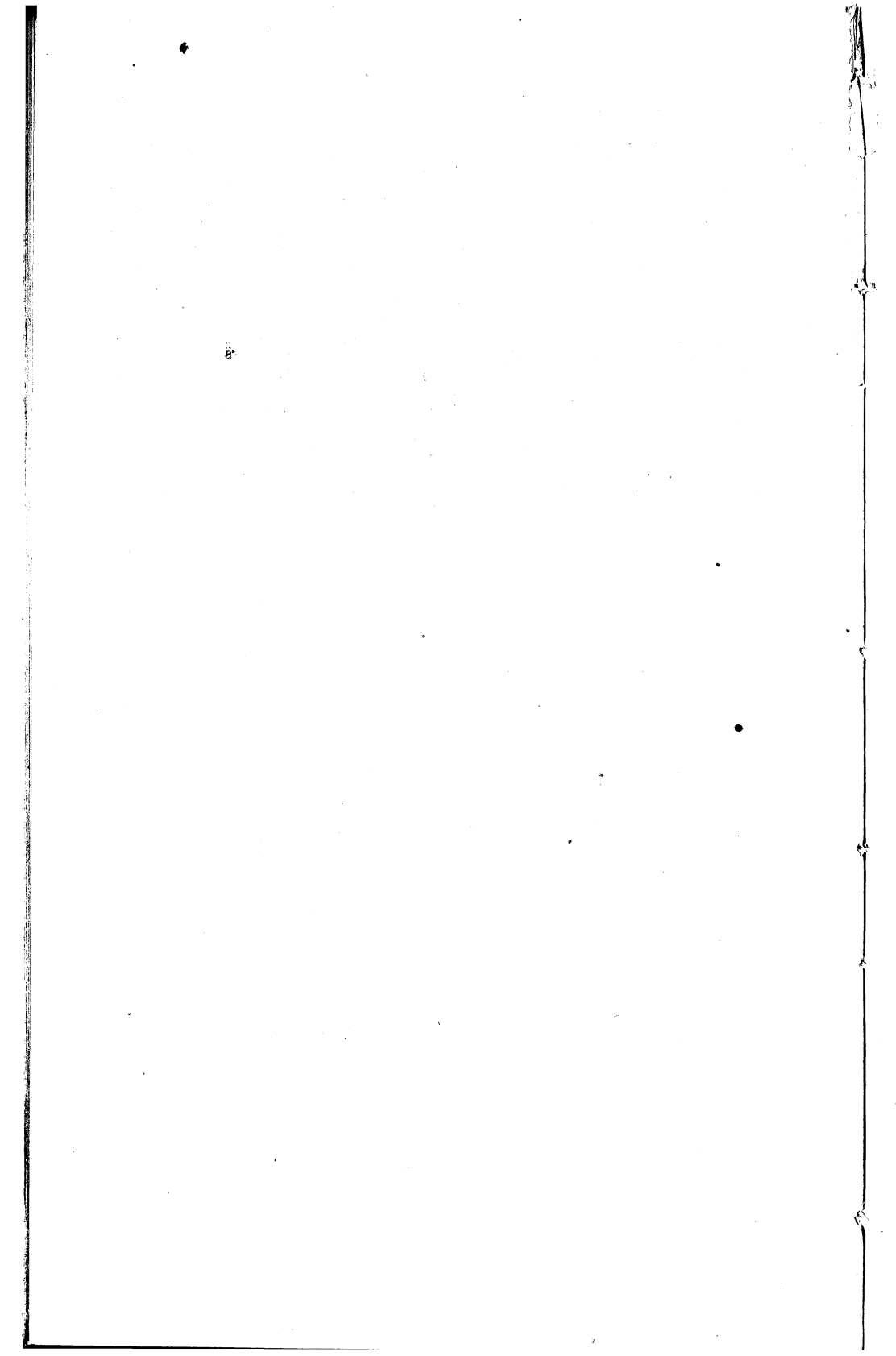
bring back recollections of this day. I accept it as a testimonial of your friendship with profound gratitude and return my sincere thanks. The hour has come when we must part, never again to meet officially. After a residence of over half a century in Rochester, I am free to say that no prior Common Council has ever been more faithful and conscientious in the discharge of its duty toward the city at large than has this Board.

Ald. Fee moved that the address of the President be received, filed and published. Carried.

Ald. Hart moved that a vote of thanks be tendered the retiring members of the Board. Adopted unanimously.

The President then declared the Board adjourned *sine die*.

JAMES T. MCMANNIS, City Clerk.



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ERRATA.

Page 43, "adopted" should be after resolution by Lamp Committee.

Page 87 in Common Council, "June" 27, 1880, should read "July."

Page 123, in first ordinance for improvement of Goodman St., for "north line of College Avenue," read "South curb line of Anderson Avenue."

Page 184, in resolution of Ald. Weaver for "Bohen," read "Bohrer."

Page 193, in local improvement assessment for 2,187, read 2,137.

Page 194, in local improvement assessment for "each" side of Wackeman St., read "East."

Page 195, in local improvement assessment, for "each" side of Goodman St., read "East" side, and for 2,144, read 2,149.

Page 242, in Ald. Ira L. Otis's resolution for "this" said property, read "their."

Page 257, in list of Constables, "Third Ward, W. H. Groot" should be inserted.

Page 274, in amendment to Charter for "Poor Masters" read "Pound Masters,"