

PROCEEDINGS

—OF—

THE COMMON COUNCIL,

—OF THE—

CITY OF ROCHESTER,

For 1869-70.



ROCHESTER, N. Y. :

CURTIS, MOREY & CO., PRINTERS, UNION AND ADVERTISER OFFICE.

1870.

Resolved, That said Engine House be and is hereby accepted on behalf of the city. Adopted.
Ald. Whitcomb presented the following:

Mr. President and Gentlemen of the Common Council:

The Fire Department Committee have the pleasure to announce the completion of the new Engine House No. 3, and would most respectfully invite his honor the Mayor and the members of this Council, together with the city officials, to be present at the opening of the same on Monday evening next, at 7 o'clock, sharp.

A. G. WHITCOMB,

Chairman Fire Department Committee.

Ald. Mander moved the acceptance of the invitation.

Carried unanimously.

By Ald. Whitcomb—Resolved, That the Treasurer be directed to pay to Messrs. Bennett & Harris ninety-three dollars and seventy-five cents in full for rent of Engine House No. 4, as per contract, being to October 1st, 1869, and charge Fire Department Fund.

Adopted—All ayes.

By Ald. Whitcomb—Resolved, That the Treasurer pay to F. B. Blackall, fifty dollars for salary for the month of October and charge the Fire Department Fund.

Adopted—all ayes.

By Ald. Whitcomb—Resolved, That the City Property Committee and City Attorney be and are hereby authorized to sell a small parcel of land owned by the city, lying between the Erie Canal and the brick block south of said canal on the east side of Exchange street, at such price as they may deem for the interest of the city to accept. Adopted. Adjourned.

RICHARD H. SCHOOLEY, City Clerk.

In Common Council—Nov. 5th, 1869.

SPECIAL MEETING

Called by His Honor the Mayor for the purpose of making provision for water to be used for fire purposes.

The President of the Board, Ald. Henry E. Rochester, presiding.

Present—Ald. Whitcomb, Briggs, Qualtrough, Rochester, Andrews, Remington, Cochrane, Caring, Relyea, Morrison, Jeffords, Meyer, Caulfield, Craig, Wilson, Woodruff, Roche, Gerling, Dagge, Mander, Parsons, Aikenhead—21.

Absent.—Ald. Barker, Crouch, Thompson, Withall, Stebbins, Nagel—6.

A. J. Wilkie, Esq., President Rochester Water Works Company, and others were heard in relation to introducing water into the city for fire purposes for the coming winter season through that company.

Ald. Qualtrough moved the subject of making provision for water for fire purposes be referred to the Committees on Law and Reservoirs and Water Works, with instructions to report to his Honor the Mayor, who, upon receiving such report, be requested to call a special meeting of the Common Council for the purpose of considering such report.

Ald. Gerling moved as an amendment that Ald. Qualtrough be added to the committee. Carried.

The motion as amended was carried.

Ald. Caring moved that the Board adjourn until to-morrow (Saturday) evening, at 7½ o'clock. Carried. RICHARD H. SCHOOLEY,

City Clerk.

In Common Council—Nov. 6, 1869.

ADJOURNED MEETING.

The President of the Board, Ald. Henry E. Rochester, presiding.

Present—Ald. Briggs, Qualtrough, Rochester, Andrews, Crouch, Remington, Cochrane, Caring, Jeffords, Caulfield, Craig, Thompson, Wilson, Woodruff, Roche, Gerling, Stebbins, Dagge, Mander, Parsons, Aikenhead—22.

Absent—Ald. Whitcomb, Relyea, Morrison, Meyer, Nagel—5.

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

GENTLEMEN:—Your committee, consisting of the Mayor, the Law Committee and the Committee on Reservoirs and Water Works, to whom was referred the request of the Rochester Water Works Company for an advance of \$15,000, would respectfully report that they have ascertained the following facts:

The original contract with Alexander Easton, under which the works were commenced, has been abandoned, and a new contract made with Frederick Easton, who is now in Europe, but who, previous to his departure, executed a power of attorney to Alexander Easton to prosecute the work for him. Alexander Easton subsequently executed a power of attorney to Richard Merrington, who is now prosecuting the work under the authority thus delegated to him. The contract with Frederick Easton was made with the assent of the holders of the \$400,000 of the company's bonds first issued. Also, by consent of the same parties the second issue of \$400,000 of bonds authorized by the Legislature last winter was placed in the hands of the Union Trust Company of New York, to be issued to the contractor as the work progressed, upon estimates of work completed, to be made by Mr. Troutwine, a civil engineer of Philadelphia. To give the contractor a start \$50,000 of these bonds were placed in his hands on condition that no more should be issued to him until Mr. Troutwine had reported that \$25,000 of the work had been done. Mr. Troutwine's estimates since the resumption of work to the present time amount to \$20,000, leaving \$5,000 more of work to be completed before the contractor can begin to realize from bonds yet unissued. He has done quite an amount of work, such as digging trenches, making pipe and purchasing material, which cannot be estimated because not yet complete. The engineer of the company estimates that it will cost \$60,000 to get the works into condition to bring water into the city.

The committee, taking into consideration all the circumstances, deem it very doubtful, even in case the city should advance \$20,000, whether the remaining \$40,000 could be realized from the sale of the bonds of the company in time to insure the completion of the work necessary to be done to secure the use of the water during the approaching winter, or whether the city could secure the advance so made.

The Committee adopted the following resolutions as expressing the results of their deliberations:

Resolved, That in the opinion of this Committee it is inexpedient to make any advance of money to the Rochester Water Works Company at the present time.

Resolved, That this Committee recommend to the Common Council that the Mayor, President

of the Council, and the Committee on Reservoir and Water Works be requested to correspond with the holders of the bonds of the Rochester Water Works Company with reference to securing the speedy completion of the Works.

EDWARD M. SMITH,
H. E. ROCHESTER,
E. R. ANDREWS,
CHAS. W. BRIGGS,
JOSEPH QUALTROUGH,
WM. S. THOMPSON,
G. W. CROUCH,

Committee.

Ald. Qualtrough moved the acceptance of the report and the resolution be adopted by the Board Carried.

By Ald. Andrews.

Resolved, That the Committee on Reservoirs and Water Works, be and they are hereby directed to make such arrangements with the company owning what is known as the Rochester, Carroll and Fitzhugh mill race, or such other parties as may be necessary, to secure water in the water pipe laid in the streets in the city as far as practicable, during the approaching winter, and that said committee also examine and report to his Board what they deem necessary to secure water in all parts of the city for fire purposes.

Adopted.

Adjourned.

RICHARD H. SCHOOLEY,
City Clerk.

In Common Council—Nov. 16th, 1869.

REGULAR MEETING.

The President of the Board, Ald. Henry E. Rochester, presiding.

Present—Ald. Whitcomb, Qualtrough, Rochester, Andrews, Crouch, Caring, Relyea, Morrison, Jeffords, Caulfield, Craig, Wilson, Withall, Woodruff, Roche, Gerling, Stebbins, Dagge, Mauder, Parsons, Aikenhead—21.

Absent—Ald. Briggs, Barker, Remington, Cochrane, Meyer, Thompson, Nagle—7.

APPROVAL OF THE MINUTES.

Ald. Caring said, upon information received from the Clerk, there were some errors in the printed proceedings relative to the final ordinance for the construction of an iron bridge across the Genesee River, and moved said printed proceedings be amended so that said ordinance shall read as follows:

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

An ordinance to construct an iron bridge across the Genesee River.

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

There shall be constructed an iron bridge upon substantial stone piers across the Genesee River, from Vincent Place to Lowell st.; the expense thereof to be paid by the issue of bonds of the city of Rochester to the amount of \$50,000, and the remainder, amounting to \$75,000, to be raised by assessment upon that portion of said city lying north of Main and Buffalo sts. and West avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$125,000, which estimate was and is hereby approved, the sum of \$125,000, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

The entire city of Rochester for the sum of \$50,000 to be raised by the issue of bonds as aforesaid, and the additional sum of \$75,000 in cash upon all that portion

of said city lying north of Main and Buffalo sts. and West avenue.

On which above described portions of the city the said sum of \$125,000 is hereby ordered to be assessed as aforesaid.

And the tax-payers to be assessed for the said sum of \$75,000 for making such improvement may, by paying interest as hereinafter provided on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, C. M. St. John and E. T. Ostley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 6th day of Nov., 1869, at 9 o'clock in the forenoon, at the Office of the City Clerk.

Passed, by the following vote:

Ayes—Ald. Whitcomb, Qualtrough, Rochester, Crouch, Remington, Cochrane, Caring, Relyea, Morrison, Jeffords, Meyer, Caulfield, Craig, Wilson, Withall, Woodruff, Roche, Mauder, Nagle, Parsons, Aikenhead—21.

Nays—Ald. Andrews, Gerling, Stebbins, Dagge—4.

The motion of Ald. Caring to amend the printed minutes was carried.

The printed proceedings of the previous meetings were adopted as amended.

PETITIONS AND CLAIMS

Ald. Whitcomb presented the following:

OFFICE OF J. R. THOMAS, ARCHITECT,
No. 55 Reynolds' Arcade,
Rochester, N. Y., Nov 16, 1869.

To the Common Council of the City of Rochester:

The new steam fire engine house No. 3 on Platt street having been finished according to contract, I hereby accept the same. There is due William Carroll on said contract two thousand three hundred (2,300) dollars; twelve hundred on the carpenter work and eleven hundred on the mason work.

J. R. THOMAS,
Architect.

Ordered received, filed and published.

By Ald. Whitcomb—Bills of William Carroll and others. Fire Department Committee.

By Ald. Qualtrough—Bills of S. M. Sherman and others. Police Committee.

By Ald. Crouch—Bills of James Logan. Highway Committee.

By Ald. Caring—Bills of the Commissioners for North St. Paul street. Finance Committee.

By Ald. Morrison—Bills of C. Beardsley. Committee on Maps and Surveys.

By Ald. Jeffords—Bills of J. E. Relyea and others. Lamp Committee.

By Ald. Caulfield—Bills of John W. Adams and others. Committee on House of Idle and Truant Children.

By Ald. Craig—Bills of M. D. Rowley and H. B. Knapp. Finance Committee.

By Ald. Wilson—Bill of Daniel Gatens. Park Committee.

By Ald. Woodruff—Bills of J. H. Chase and others. Poor Committee.

By Ald. Stebbins—Bill of Conrad Zimmer, Commissioner of Mt. Hope avenue. Finance Committee.

By Ald. Mauder—Petition from persons assessed for the construction of a plank walk on the west side of North street, asking for a correction in the assessment roll. Improvement Committee, with instructions to report thereon at the next regular meeting. Petition of Henry