Birmingham Eccentric - Supplement

FRIDAY, JULY 7, 1922.

VILLAGE COMMISSION PROCEEDINGS

Regular meeting of the Village Commission held Monday evening, July 3, 1922, at 8 o'clock. Present: President McBride, Commissioners Brown and Bell, Manager Starr and Clerk Hazel Clark.

Minutes of the previous meetings were read and approved as corrected.

Moved by Commissioner Bell that the Village purchase from Miss Anna E. Hall the 3½ ft. more or less, by 103 ft. depth on Brown St, immediately east of the easterly line of Chester St, as condemned, and pay therefor the sum or $50.00. Yeas: 3; Nays: 0.

Moved by President McBride that the Village borrow $1076 to be placed to the credit of Chester St. Opening Fund, and the Village Treasurer is hereby directed to pay to the following named persons: Anna E. Hall, $1000; Anna E. Hall, $1; Frank Schlaack, $1; Matthew McBride, $1; Anna McBride, $1; Ada Wiley, $1; Thomas Koontz, $1; Clarence E. Chamberlain, $1; Mrs. C. E. Chamberlain, $1; William A. Duff, $1; Harriet Duff, $1; J. Bert Peabody, $1; Thos. Cobb, $1; Florence Cobb, $1; Frank L. Clark, $1; Hannah Clark, $1; First State Savings Bank, $1; to each of them his or her proportion of said sum as ascertained or awarded by the jury in the condemnation proceedings for the opening and extension of Chester St. Yeas: 3; Nays: 0.

Moved by Commissioner Brown that the following preamble and resolution be adopted:

Whereas condemnation proceedings were instituted for the opening and extension of Chester St. from Brown St. to Lincoln Ave. where not already opened, and

Whereas in such proceedings 50 ft. of land fronting on Brown St. and owned by Anna E. Hall was condemned by the jury and compensation awarded, therefore, and

Whereas said Anna E. Hall was the owner of 53½ feet more or less which said 3½ ft. was not included in the condemnation proceedings, but this Commission deem it advisable to acquire said 3½ ft. and believe the Village will be benefited by such purchase, and

Whereas said Anna E. Hall has agreed to transfer said 3½ ft. to the Village of Birmingham for the sum of $50.00.

Now, Therefore, Be It and It Is Hereby Resolved that the Village purchase from said Anna E. Hall the said 3½ ft. and that the said sum of $50 be borrowed and added to the said Chester Street Fund for the purpose of paying for the said land.

Yeas: 3; Nays: 0.

President McBride that there being no suggestions or objections to the method of the assessment thereof, said assessment district and the method of assessment thereof for the Chester Street Opening is hereby confirmed. Yeas: 3; Nays: 0.

Moved by President McBride that there being no suggestions or objections to the proposed assessment and the method of the assessment thereof, said assessment district and the method of assessment thereof for the Argus Street Opening is hereby confirmed. Yeas: 3; Nays: 0.

Moved by President McBride that the Village borrow $1329 to be placed to the credit of the Argus Street Opening fund, for 6 months, from the First State Savings Bank, and the Treasurer is hereby directed to pay to the following named persons: Walter McBride $1; Lou McBride, $1; Matthew McBride and Anna E. McBride, $750; Walter McBride, $500; Lou McBride, $1; Matthew McBride and Anna E. McBride, $1; to each of them his or her proportion of said sum as ascertained or awarded by the jury in the condemnation proceedings for the opening and extension of Argus street. Yeas: 3; Nays: 0.

Moved by Commissioner Brown that the Village Manager receive bids for laying 600 lin. ft. of 8" V. S. P. without manholes on Vinewood between Woodland and Woodward Avenues. Yeas: 3; Nays: 0.

Moved by Commissioner Brown that Ordinance No. 98 regulating and licensing motor busses in the Village of Birmingham, be adopted. Yeas: 3; Nays: 0.

Moved by Commissioner Bell that the following preamble and resolution be adopted:

Resolved that this Commission hereby determine that it is expedient and advisable that an 8 inch lateral sanitary sewer, with necessary manholes and house connections, be constructed beneath the surface of Hanna St. from Watkins St. to Stanley Ave. and more particularly described as follows:

Beginning at the center of the intersection of Watkins and Hanna Streets and extending East near the center of Hanna St., a distance of 430 feet to the manhole at the center of the intersection of Stanley Ave. and Hanna St.

Be it further resolved that all the lots and parcels of land fronting and abutting on each side of said Hanna St. above described will be benefited by said improvement and shall constitute a special assessment district upon which a special assessment shall be levied to defray a portion of the expense of constructing said sewer, manholes, and house connections.

Be it further resolved that the Village of Birmingham shall bear 1/6 of the cost of that portion of said lateral sanitary sewer and that the lots and parcels of land embraced in said special assessment district shall be assessed 5/6 of the cost of the said lateral sanitary sewer and the full cost of the remainder of said improvement according to the benefits derived therefrom and that the special assessments shall be divided into five installments.

Be it further resolved that the Village Manager shall cause to be prepared and submitted to this Commission for its approval a map and diagram of said lands and premises constituting said special assessment districts, showing the boundaries and division of all lands and premises thereof, the proposed route and location of the sewer through the same with its proposed depth, grade, dimensions and all details together with an estimate of the cost and expense of constructing said sewer, manholes and house connections and approaches.

Be it further resolved that this Commission will meet at the Village Clerk's office in the Village of Birmingham on Monday, the 17th day of July, A. D. 1922, at 8:00 o'clock P. M. to hear suggestions and objections to the proposed improvements and the method of assessment thereon. Yeas 3; Nays: 0.

Moved by Commissioner Brown that the following resolution be adopted:

RELEASE OF RIGHT OF WAY

We, the Village Commission of the Village of Birmingham, County of Oakland, State of Michigan, at a meeting of said Commission held on the 3rd day of July A. D. 1922, do hereby grant permission to the County Drain Commissioner of the said County of Oakland, to construct a drain along Adams Ave. according to the plans and specifications now on file in the office of said County Drain Commissioner, said Drain to be known as the Adams Avenue Drain.

This permission to be considered a Release of Right of Way, as required by Section R of Chapter 2 of the Drain Law of the State of Michigan.

Witness our hands this 3rd day of July, 1922. Yeas: 3; Nays: 0.

Moved by President McBride that the bond of Howard C. Hurlbut be accepted. Yeas: 3; Nays: 0.

Moved by President McBride that there being no suggestions or objections to the Special Assessment roll filed with the Village Clerk covering Special Assessment District for Sanitary Sewer No. 35, said roll be and the same is hereby confirmed. Yeas: 3; Nays: 0.

Moved by President McBride that the resolution heretofore passed on the 19th day of June for the laying of a lateral sanitary sewer on Hanna St. be and the same is hereby rescinded. Yeas: 3; Nays: 0.

Moved by Commissioner Brown that the note of $500 with interest payable at the First National Bank be paid from the Water Fund. Yeas: 3; Nays: 0.

Moved by Commissioner Brown that the meeting adjourn until Tuesday evening, July 11, 1922, at 8 o'clock. Yeas: 3; Nays: 0.

HAZEL E. CLARK, Village Clerk.

Moved by Commissioner Brown that the following Ordinance be adopted:

ORDINANCE NO. 98

An Ordinance to license and regulate motor busses operating within the Village of Birmingham or over, upon or through its streets and highways and to repeal any ordinance or parts of ordinances in conflict herewith:

The Village of Birmingham Ordains:

Section 1. No person shall engage in the business of operating motor busses upon, through or over the streets and highways of the Village of Birmingham without first having obtained a license therefor for each of such motor busses as herein provided. The word "person" as used in this ordinance shall be deemed to mean and include individuals, co-partnerships and corporations. For the purpose of this ordinance a motor bus shall be defined to mean a motor vehicle operated over, upon and through the streets and highways of the Village of Birmingham for the purpose of carrying passengers for hire at regular times and intervals either wholly within the Village of Birmingham or to and from the Village of Birmingham and other points outside the Village of Birmingham.

Section 2. Application for a license under this ordinance shall be made under oath and in writing, to the manager, upon blanks to be furnished by the Village Clerk and shall state applicant's full name, whether married or single, age and residence, and the horse-power, make, ownership, engine number and license number of the automobile proposed to be used in the said business, and its seating capacity, and that applicant is a citizen of the United States, together with such other information as may be required by the manager. Each application shall be certified by at least three citizens of Oakland County who have been personally acquainted with applicant for a period of one year, that applicant is a person of good moral character and is not addicted to the use of intoxicating liquors. The manager shall make such inquiry as he shall deem necessary in regard to the applicant, his personal habits and other qualifications, and within five days shall endorse thereon his approval or rejection. In the event of such application being rejected, he shall note thereon his reasons therefor. No such license shall be issued at any time to any person who has not attained the age of eighteen years or who has within the preceding twelve months been convicted of any violation of the laws of this State or twice convicted on a violation of any ordinance of the Village of Birmingham, or who is addicted to the use of intoxicating liquors or who is not a person of good moral character.

Section 3. All such licenses shall be in manner and form to be approved by the manager and said license shall be posted at all times in some conspicuous place in the motor vehicle for which the same was issued when such licensee is engaged in the operation thereof under the provisions hereof. Any licensee who defaces or obliterates any entry upon such license blank shall be penalized by the revocation of such license. Such license shall not be transferable and if any licensee shall cease to use his said motor vehicle for the purpose provided for in this ordinance, such license shall be surrendered to the Village Clerk forthwith.

Section 4. Upon the approval of any applications by the manager as herein provided, the Village Clerk shall issue a license to such applicant for the operation of a motor bus under the provisions hereof upon such applicant paying the license fee and filing a bond as herein provided. All of said licenses shall expire upon the first Monday in July after the date of issuance thereof.

Section 5. Before the Village Clerk shall issue a license as herein provided, each applicant shall pay to the Village Treasurer the following annual fee: For each motor vehicle capable of seating five passengers or less the sum of Twelve Dollars ($12.00). For each vehicle capable of seating more than five passengers the sum of Twelve Dollars ($12.00) and in addition, One Dollar ($1.00) per passenger for all such passengers over five which said vehicle is capable of seating.

Section 6. Each applicant shall file a bond or policy of insurance in the sum of One thousand dollars ($1,000) with a bonding or insurance company as surety, to be approved by the village attorney, conditioned, among other things, that such licensee or any person operating said motor vehicle shall and will faithfully observe all the laws of the State of Michigan and ordinances of the Village of Birmingham with reference to the operation of motor vehicles, and shall pay all lawful claims for injuries or damages to persons or property, occasioned by or in connection with the operation of said motor vehicle or any motor vehicle substituted therefor as a motor bus. Such bond or insurance policy shall remain in full force and effect for the full period covered by the license and shall inure to the use and benefit of any person injured or damaged in person or property by reason of the operation of said motor vehicle as a motor bus and may be sued upon in the name of the Village of Birmingham for the use and benefit of any such person, but without costs or expense to said Village.

Section 7. Nothing in this ordinance contained shall be deemed to prohibit any person owning and operating more than one motor bus provided that separate applications and bonds are filed for each bus operated under the provisions hereof, and the drivers thereof comply with all the requirements imposed upon the owners thereof and first secure motor bus chauffeur's license hereunder.

Section 8. After such license is issued as herein provided the Village Clerk shall issue to such licensee two license plates in size, color and form to be approved by the manager, engraved or stamped with the words "Licensed Motor Bus No. ..... Birmingham, Mich." and containing the serial number to correspond with the tag issued, which said license plates shall be firmly affixed to the front and rear of the vehicle for which they are issued and shall be kept in such condition and position as to be plainly visible at all times.

Section 9. The holder of any such license may substitute one car for another of equal carrying capacity, but if such substitution continues for more than three days, a written notice of substitution shall be filed with the Village Clerk and notice thereof endorsed upon the license theretofore issued by the Village Clerk; provided, if such substituted motor vehicle shall be of greater carrying capacity than the one for which said license was issued, the licensee shall pay such additional license fee therefor, as provided herein and all license plates and notices as herein provided shall be forthwith transferred to such substituted motor vehicle.

Section 10. No motor bus shall carry more passengers than its licensed seating capacity and not more than one passenger shall ride in the front seat with the driver. It shall be unlawful to drive or operate any motor bus while any person is riding thereon outside of the body itself, and it shall be unlawful for any person to ride outside of the body of the motor bus while it is in motion.

Section 11. The Village Commission shall have power by resolution to determine routes to be used by any person operating any motor bus within the limits of the Village of Birmingham, and may fix the time and frequency of operation of motor busses thereon. The Village Commission shall designate the route or routes, schedule or schedules which any licensed operator of a motor bus shall travel, and no driver thereof shall vary therefrom or shall operate his said motor bus on any other route or any other schedule or at any other time or times than directed by the Village Commission. The Village Commission shall also determine by resolution the point or points of arrival, departure and stops for the purpose of unloading or taking on passengers.

Section 12. It shall be unlawful for the driver of any licensed motor bus to smoke tobacco or any other mixture thereof while passengers are occupying the same, or to obstruct the windshield thereof. No motor bus shall be operated at any time with a trailer or other passenger carrying vehicle attached thereto.

Section 13. The manager may, for incompetency or the violation of any of the provisions of the laws of the State of Michigan, or of ordinances of the Village of Birmingham, or for any immoral or lewd conduct or acts on the part of the licensee or the licensed driver of any motor bus or for any other causes which he may deem sufficient, revoke any license for the operation of any motor bus and take up or cause such license, tag and license plates to be surrendered to the Village Clerk, and any person who shall, after written notice by the manager that such license has been revoked, refuse to surrender the same, shall be deemed to have been guilty of a violation of the provisions of this ordinance. Any person feeling himself aggrieved by any ruling or decision of the manager may appeal by petition to the Village Commission and the decision of the Village Commission thereon shall be final.

Section 14. Any person, firm or corporation violating any of the provisions hereof, shall upon conviction, in addition to other penalties provided therein, be subjected to a fine of not to exceed One hundred dollars ($100.00) or to imprisonment in the County Jail for not to exceed ninety (90) days, or both such fine and imprisonment in the discretion of the court.

Section 15. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 16. This ordinance shall take effect 10 days after the passage thereof by the Village Commission of the Village of Birmingham.

Made and passed by the Village Commission of the Village of Birmingham on the 3rd day of July, A. D. 1922.

J. HARRY McBRIDE, President.
HAZEL E. CLARK, Village Clerk.
Yeas: 3; Nays: 0.

BOARD OF EDUCATION

(Continued from page 1)

principal and interest to be payable at Birmingham, Michigan, said bonds to mature not more than 15 years from date, said maturity to be determined by said District Board at the time of issue and sale of said bonds, said bonds to be numbered from 1 to 20 both consecutively and inclusively and to be in the denomination of $1,000 each, funds from said bonds to be used to defray the expense of finishing and equipping the second floor of the Adams school in the Village of Birmingham and for building and equipping a one room temporary school building to be located on Lots 193, 194 and 195 Maplecrest subdivision.

AND BE IT FURTHER RESOLVED that the Secretary post notices of such meeting as required by the Statute, which notices may be in substantially the following form to-wit:

NOTICE OF ANNUAL MEETING

NOTICE. The annual meeting of the legal voters of School District No. 1 Fractional of the Townships of Bloomfield, Troy, Royal Oak and Southfield will be held in the Baldwin high school building in Birmingham in said District, on the 10th day of July A. D. 1922, at 7 o'clock P. M., Central Standard Time, for the purpose of submitting to the qualified electors of said district the proposition to borrow the sum of $20,000 and to issue the bonds of the District therefor, bearing interest at the rate of not to exceed five per cent payable semi-annually, both principal and interest to be payable at Birmingham, Michigan, said bonds to mature not more than 15 years from date, said maturity to be determined by said District Board at the time of issue and sale of said bonds, said bonds to be in the denomination of $1000 each, said funds to be used to defray the expense of finishing and equipping the second floor of the Adams school in the Village of Birmingham and for building and equipping a one room temporary school building to be located on Lots 193, 194 and 195 Maplecrest Subdivision. The Polls for voting on said bond issue of $20,000 will be kept open for three (3) consecutive hours, or from seven (7) o'clock p.m. until 10 o'clock p.m., Central Standard Time.

Notice is further given that the District Board have estimated the amount of money to be used to defray the expense of finishing and equipping the second floor of the Adams school in the Village of Birmingham and for building and equipping a one room temporary school building to be located on Lots 193, 194 and 195 Maplecrest Subdivision, to be the sum of $20,000.

Dated this 27th day of June A. D. 1922.

R. J. TAYLOR, Secretary.

AND BE IT FURTHER RESOLVED by the District Board of said School District that the ballot for the bond issue at the annual meeting called for the 10th day of July A. D. 1922, may be in substantially the following form, to-wit:

"To authorize School District No. 1 Fractional of the Townships of Bloomfield, Troy, Royal Oak and Southfield, Oakland County, Michigan, to borrow the sum of $20,000 and issue bonds therefor, bearing interest at the rate of not to exceed five per cent per annum, payable semi-annually, said bonds to be due and payable not more than 15 years from date of issue, said maturity to be determined by the District Board of said District at the time of issue and sale of said bonds, said bonds to be in the denomination of $1,000 each, said funds to be used to defray the expense of finishing and equipping the second floor of the Adams school in the Village of Birmingham and for building and equipping a one room school building to be located on Lots 193, 194 and 195 Maplecrest Subdivision."

YES [ ]
NO [ ]

Yeas: Clement, Taylor, Coryell, Lynch. Nays: None. Carried.

State of Michigan } ss.
County of Oakland }

R. J. Taylor being duly sworn deposes and says that he is the Secretary of School District No. 1 Fractional of the Township of Bloomfield, Oakland County, Michigan, and that on the 27th day of June, 1922, he personally posted notices of which the foregoing is true and correct, in three of the most public places in said above named School District as follows:

One on the outside front door of the Baldwin high school building.

One on the Baldwin Library bulletin board.

One at the Post Office.

R. J. TAYLOR, Secretary.

Subscribed and sworn to before me this 27th day of June, A. D. 1922.

Notary Public, Oakland County, Michigan.
CLARENCE VLIET.

My commission expires July 26, 1924.

On the recommendation of Supt. Clarence Vliet and the faculty of the Baldwin high school it was moved by Coryell, supported by Taylor, that the following students be granted diplomas June 23, 1922. Carried.

Bernice Jennie Bany, Daniel M. Bierer, Russell Theodore Berger, Blanche Mae Brooks, Charles Elbert Buck, Norma Edith Clarke, Elice B. Coryell, Margaret Lillian Cromie, Gladys Jane Dean, Dorothy Grace Dutton, Helen Elizabeth Dutton, Jack Whitehead Gafill, Forbes S. Hascall, Marion Irene Hawkins, Lillian Jane Humphrading, Mildred Ruth Kemp, Elmer William Lowe, Russell Alfred McBride, Florence E. McKinney, Eastman Potter, Hugh R. Purdy, Herma Louise Reynolds, Edith Coral Roach, Orlou Meade Schlaack, Grace Augusta Schultz, Dorothy Lottie Spicer, Thomas Daines Thurber, Foster Toothacker, Katherine Emily Trumbull, Florence Gertrude Wendorph, Lawrence A. Westerby, Thomas Fayette Williamson.

Moved and seconded to adjourn. Carried.

H. B. CLEMENT, President,
R. J. TAYLOR, Secretary.

Weddings

Werden—Weller

The marriage of Miss Cora Werden of Southfield avenue, to Frederick C. Weller of Birmingham, took place Wednesday afternoon, June 28, in the home of the bride's parents, on Southfield avenue.

The ceremony, which was performed by the Rev. Belch, former pastor of the Highland Park Presbyterian church, was followed by a wedding luncheon, after which Mr. and Mrs. Weller left on the steamship "City of Detroit" for Montreal.

The bride, gowned in gray canton crepe, with her bridal bouquet of roses, sweet peas, and lilies of the valley, was very attractive with the background of roses and green, which was used for decoration.

Mr. and Mrs. Weller will be at home next month at 535 Bates street.

Murray—Wagner

At "high twelve" Wednesday, June 21, Rev. Milo J. Sweet of the Highland Park Congregational church, performed the wedding ceremony for Miss Arvilla Murray, daughter of Mr. and Mrs. Frank Murray of Ruth street, Pontiac, with Wilson Wagner, son of Mr. and Mrs. O. S. Wagner of Oakland avenue, Birmingham.

The wedding took place in the home of the bride's parents, where the bridal party was surrounded with roses and ferns. The wedding march was played by Miss Margaret Losee. The bride, attractively gowned in tourquoise blue baronet satin, carrying roses with ferns, had as her bridesmaids the Misses Bessie Wagner and Irene High, who wore gowns of apricot and sea green crepe-de-chine, respectively, and carried roses with sweet peas. The bridegroom was attended by his two brothers, Robert and Henry Wagner. Little Miss Maybelle Murray acted as flower girl.

A wedding breakfast followed the ceremony, after which Mr. and Mrs. Wagner left for Chicago. They will arrive home in a week, and will live at 477 Jefferson avenue, Pontiac.

The members from the Methodist Epworth League, including the Misses Eloise Carnahan, Margaret Schwartz, Earl McClure and Roland Smith, who attended the League Institute at Albion, returned this week, and are filled with enthusiastic plans for the coming year.

Leigh Smith of Brown street, is attending an R. O. T. C. camp in Fortress Monroe, Va.

Mr. and Mrs. Leland Runyan will arrive in town tomorrow, after a wedding trip in Canadee, in northern Michigan.