CITY GOVERNMENT.

Board of Aldermen.

SPECIAL SESSION, Wednesday, May 2, 1866, } 1 o'clock, p. m. }

OFFICIAL.]

The Board met pursuant to the following call:

NEW-YORK, May 1, 1866.

D. T. VALENTINE, esq., Clerk of Common Council.

DEAR SIR: You are hereby requested to notify the members of the Board of Aldermen to meet in special session to-morrow, the 2d inst., at 1 o'clock p. m., in the Chamber of the Board, for the purpose of transacting such public business as may come before them.

JAMES O'BRIEN, Fourth District,
THOMAS COMAR, Second District,
IGNATIUS FLYNN, Fifth District,
JOHN MOORE, First District,
W. L. ELY, Eighth District,
JOSEPH SHANNON, Sixth District,
JOHN BRICE, Eleventh District,
CHARLES McBRIEN, Fourth District,
CHARLES E. LOEW, Twelfth District,
ROBERT McGINNIS, Sixteenth District,
W. H. GEDNEY, Seventh District,
MICHAEL NORTON, Third District.

Present—John Brice, esq., President, in the chair, and the following members:

Aldermen Moore, Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Loew, Masterson, Varnum, O'Brien, McGinnis and Van Voorhis—11.

On motion, the reading of the minutes of the last meeting was dispensed with.

RESOLUTIONS.

By Alderman REILLY—

AN ORDINANCE

FOR THE INSPECTION OF STREET STANDS, SIGNS, SHOW-CASES, STAIRWAYS, HOISTWAYS, AWNINGS, BALCONIES, ETC., ETC.

SECTION 1. There shall be an officer to be called the "Superintendent of Permits," who shall be appointed by and hold his office during the pleasure of the Street Commissioner.

SEC. 2. Before entering upon the duties of his office, the Superintendent of Permits shall execute a bond to the Comptroller, in the penal sum or more sureties, to be approved by the Comptroller, in the penal sum of five thousand dollars, conditioned for the faithful performance of the duties of his office.

SEC. 3. He shall attend daily at the office of the Street Commissioner, during office hours, for the purpose of receiving and entering in a book, to be provided for that purpose and kept open at all convenient times for public inspection, a record of all complaints made for violations of any by-law or ordinance of the Common Council relative to street stands, show-cases, signs, stairways, hoistways, goods deliveries, and awnings; it shall also be his duty to supervise and regulate the tracks of all railroads laid down or to be laid down in the various streets of the city, to see that such tracks are laid in accordance with the established grade of the streets through which they pass, and to enforce all laws and ordinances applicable to such tracks; also any illegal incumbrance of streets by railroad companies, whether made by any of the officers hereafter mentioned in this ordinance, or by any other person; and shall report the same daily to the Street Commissioner, with such suggestions or recommendations as in his judgment may be most efficacious for abating, correcting or removing the cause of such complaint; he shall also perform such other duties as he may be assigned by the Street Commissioner.

SEC. 4. The Superintendent of Permits shall receive an annual salary of one thousand dollars, payable monthly.

SEC. 5. There shall also be appointed two Inspectors of Permits, in like manner, for each Assembly District in this city, whose duty it shall be to examine into and report to the Superintendent of Permits every violation of any of the ordinances of the Common Council, visit and inspect every new street stand, sign, stairway, hoistway, showcase, or awning, and to see that the same conform to the requirements, and goods delivery, for which a permit may have been granted; to report all infractions of the conditions of such permits, daily, to the Superintendent of Permits, with the particulars in detail of such violations, and to perform such other duties as may be assigned them by the Superintendent of Permits or the Street Commissioner.

SEC. 6. The Inspectors of Permits shall each receive an annual salary of one thousand dollars, payable monthly.

SEC. 7. It shall be the duty of the Superintendent of Permits to issue all permits authorized to be granted pursuant to the provisions of a certain ordinance passed and approved February 24, 1866, or any amendments thereto, and of this ordinance; and he shall keep suitable books of registry of such permits and of all moneys received thereon, a portion of which shall also prepare all necessary blanks, file all applications, receive all fees, and may perform such other duties as shall be assigned by the Street Commissioner.

SEC. 8. The Superintendent of Permits shall enter or cause to be entered in a book to be provided for that purpose, and left in his office, open at all convenient times to public inspection, the names of all persons from whom moneys may be received by him or his deputies, the amount so received by him and when paid; and shall render an account thereof, under oath, item by item, to the Comptroller, every Wednesday of each week, and shall thereupon pay over the amount so received to the City Chamberlain, who shall place the same to the credit of "Permits Account." The Superintendent shall thereupon receive from the Chamberlain a voucher for the amount so paid, for the payment of which one of which shall be deposited with the Comptroller, and the other shall be retained by him or the Street Commissioner.

SEC. 9. The salaries of all officers created by this ordinance shall be paid out of the fees received for the permits issued, in and by vouchers prepared and approved by the Street Commissioner, and no portion of the moneys received for permits shall be used for any other purpose or account until such salaries shall be paid in full; and in case such fees shall not be sufficient to pay such salaries in accordance with this ordinance, the Street Commissioner is hereby authorized to draw his voucher to pay such deficiency from any available balance in appropriation pertaining to the Street Department. And the Comptroller is hereby authorized and directed to pay such salaries and amounts upon the vouchers of the Street Commissioner approved as hereinbefore mentioned, and the Comptroller is also further directed not to apply any moneys that may have been heretofore collected for permits to any other object or purpose than the payment of the salaries of the officers named in this ordinance, except the payment of such authorized bills and salaries that may have been created by the Mayor prior to the passage of this ordinance.

SEC. 10. No person shall place, fix or continue in any street in this city any awning-post, post for sign, booth, stall, board or canvas for any purpose, unless he shall first have obtained a permit from the Street Commissioner, approved by the Alderman of the Aldermanic District and a Councilman residing in the Aldermanic District, under a penalty of ten dollars for each and every offense, to be collected in the manner now provided by law; and the Corporation Attorney is hereby authorized and directed, upon the application of any person who shall be required to show cause why he has not obtained the requisite permits as above stated, the said penalty to take effect after three days' notice shall have been given by the Corporation Attorney, or any of the law clerks or Superintendent named in this ordinance.

SEC. 11. All permits hereinafter granted for the erection or maintenance of any awning-post or supports of any awning whatever shall be erected or arranged in such manner and of such size as shall be described in such permits, and the price to be paid for such permit shall not be less than one dollar or more than ten dollars, according to the size and description, and at the option of the Superintendent of Permits or the Street Commissioner, who may direct in all cases.

SEC. 12. All permits heretofore granted for the erection or maintenance of any awning or awning-posts of whatever kind or character are hereby revoked, and all ordinances heretofore passed in relation to the erection of awnings or awning posts of every character whatever are hereby repealed.

SEC. 13. All ordinances, or parts of ordinances, inconsistent or conflicting with the provisions of this ordinance are hereby annulled, rescinded and repealed.

SEC. 14. This ordinance shall take effect immediately.

Which was laid over and directed to be printed in the minutes.

RESOLUTIONS.

By Alderman McGINNIS—

Resolved, That Moses E. Cresto be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New-York, in place of William A. Anderson, whose term of office has expired.

Which was adopted.

By Alderman VAN VOORHIS—

Resolved, That the Counsel to the Corporation be requested to take the necessary legal measures to open One Hundred and Fifth street, from Eighth avenue to the Bloomingdale road.

Which was referred to the Committee on Streets.

By Alderman MASTERSON—

Resolved, That the curb and gutter-stones be set and resett where necessary in Fifty-ninth street, between the Fifth and Tenth avenues, under the direction of the Street Commissioner.

Which was referred to the Committee on Roads.

By the PRESIDENT—

Resolved, That the Clerk of the Common Council be and he is hereby authorized and directed to procure for and present to his Honor the Mayor, the chief executive officer of the Municipal Government of this city, a neat and appropriate badge or insignia of office, the expense thereof to be paid by the Comptroller from the appropriation for "City Contingencies."

Which was laid over.

MOTIONS.

Alderman SHANNON moved that the Board take a recess until 2 o'clock this p. m.

Which was carried.

AFTER RECESS.

Present—John Brice, esq., President, in the Chair, and the following members:

Aldermen Moore, Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Loew, Masterson, Varnum, O'Brien, McGinnis and Van Voorhis—17.

RESOLUTIONS.

By Alderman FLYNN—

AN ORDINANCE

TO AMEND SECTION SEVENTY-ONE OF ARTICLE SIX OF CHAPTER THREE OF THE REVISED ORDINANCES OF 1859.

The Mayor, Aldermen and Commonalty of the City of New-York, do ordain as follows:

SECTION 1. Section Seventy-one of Article Six, Chapter Three of the Revised Ordinances of 1859, is hereby amended, and shall read as follows:

SEC. 71. There shall be sixteen clerks in this Bureau, who shall respectively be known as the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth, Thirteenth, Fourteenth, Fifteenth and Sixteenth Clerk to the Receiver of Taxes, and who shall perform such services as may be assigned them respectively by the Receiver of Taxes.

SEC. 2. All ordinances or parts of ordinances inconsistent or conflicting with the provisions of this ordinance are hereby repealed.

SEC. 3. This ordinance shall take effect immediately.

Which was referred to Committee on Salaries and Offices.

REPORTS.

Report of Committee on Roads, to lay crosswalks at the intersection of First avenue and Fifty-second street.

Which was laid over.

Report of Committee on Finance, for donation to Manhattan College and Free School.

Which was laid over.

MOTIONS.

Alderman McBRIEN moved to discharge the Committee on Finance from further consideration of a report of Committee on Finance of the Board of Councilmen, to pay Thomas J. Redden and William H. Dorgan, for services rendered to the Receiver of Taxes.

Which was carried.

And the paper was laid over.

Alderman COMAN moved to discharge the Committee on Salaries and Offices from further consideration of a resolution appointing William Abbott a Commissioner of Deeds.

Which was carried.

And the paper was laid over.

Alderman O'BRIEN moved to discharge the Committee on Finance from further consideration of a resolution to pay W. H. Day for services rendered to the Receiver of Taxes.

Which was carried.

And the paper was laid over.

Alderman COMAN moved to discharge the Committee on Salaries and Offices from further consideration of a resolution to appoint James J. Ferris a Commissioner of Deeds.

Which was carried.

And the paper was laid over.

Alderman MASTERSON moved to discharge the Committee on Roads from further consideration of a resolution to remit an assessment against R. C. Wandell.

Which was carried.

And the paper was laid over.

PETITIONS RESUMED.

By Alderman O'BRIEN—

Petition of Orphans' Home Asylum for a donation to erect an ice-dreary.

Which was referred to the Committee on Finance.

RESOLUTIONS RESUMED.

By the PRESIDENT—

Resolved, That the Comptroller be and he is respectfully requested to transmit to this Board a copy of the law in reference to issuing bonds for the erection of a market building in the Eighteenth Ward of this city, passed by the recent Legislature, together with his recommendation as to the necessity and propriety of the Common Council taking any further action upon the ordinance in reference thereto now pending in this body.

Which was adopted.

REPORTS RESUMED.

The Committee on Streets, to whom was referred the accompanying message from His Honor the Mayor, asking a stay of proceedings in the matter of widening and extending Ann and Fulton-sts., respectfully report:

That the above-mentioned subject, or rather project, has engaged the attention of the Common Council, and secured for them the hostility of some interested property owners on the line of the proposed work, more, probably, than any other public undertaking or improvement that has ever been submitted for their action.

The Common Council of last year deeming the work to be one of great public utility, and as a measure calculated more than any other that could be devised, to relieve the present overcrowded condition of Broadway, and the other narrow streets leading to the lower part of the city, passed the necessary resolution of authority for commencing the work, the expense attending it, as is not only customary in such cases, but likewise strictly equitable and legal, to be levied upon the adjoining and contiguous property, that would be largely benefited thereby.

Immediately after the passage of the resolution by the Common Council, and until within a very recent period, the act of the city authorities was animadverted upon in the most severe and unscrupulous manner by both the newspaper press and the people. It was stigmatized as a "Corporation Job," a scheme to plunder the property owners, who, it was represented, had no opportunity given them to remonstrate with or defend themselves against the rapacity of their municipal rulers, the contemners of the City Hall, who feasted and fattened upon the plunder of the helpless and innocent victims of the Ann and Fulton-sts. extension and widening, and many energetic but ineffectual attempts were made either to have the resolution repealed or its operations suspended in order to afford time to make manifest the loss and damage that would be inflicted upon the property, or at least some of them, in the event of the consummation of the proposed improvement.

Suddenly, and very mysteriously, this clamor terminated, and the officers of the city, thankful for the respite from the continuous importunities of the parties opposed to the measure, were led to hope and believe that a closer investigation of the matter had satisfied the remonstrants, their attorneys and agents with the act of the city authorities, that an enlightened perception of the great public advantages of the work had, at length, dawned upon their understandings, and that it was now evident to them that the completion of the improvement, although involving a present heavy outlay, would ultimately be greater to their advantage, pecuniarily and otherwise. This view of the case was confirmed in the minds of the members of the Common Council, from conferences with parties who had formerly opposed the project, strenuously and seemingly unconscientiously, but who, latterly, not only acquiesced in the act of the city authorities, but actually upheld and commended it; they were even disposed to applaud the city officials for their enlightenment and sagacity in foreseeing such beneficial results as were certain to grow out of the completion of the work, and as if conscious of the very equivocal position they now occupied, and by way of atonement for former vilification, endeavored to palliate their inability to comprehend at first the great advantages foreseen and understood by their municipal servants. Thus the matter stood until quite recently, when it was unanimously suggested by interested parties that in all probability some action in the case had been taken by the State Legislature, and that the action of the Common Council had, in some manner satisfactory to the former remonstrants, been smoothed or manipulated to suit the views of public policy.

The suggestion was promptly acted upon by your Committee, who immediately instituted the necessary inquiries to acquaint them fully with the action (if any) taken by the Legislature in the premises, feeling assured, even before commencing the inquiry, that if the Legislature did interfere, it would certainly be in some measure injurious to the interests of the city. They were not disappointed in their expectations. It seems it cannot be credible, nevertheless true (for it must have it from undoubted authority, that the Legislature by the insertion of the necessary clause in the city tax levy praties, provided for the completion of the work which is strictly a local improvement. That the entire expense thereof will be assessed or taxed upon the citizens at large. In other words, the owners of property at Tubby Hook, Carmansville, Manhattanville, and other remote localities on this island, will be compelled to pay their proportionate share of the cost of the work, even though they may, as in all probability some of them never can see, much less use, the new street, and who are really no more interested or benefited than are the residents of other and more remote portsof the State.

Your Committee can readily see and understand why the assessment should be extended to include property-owners in Kings and Westchester Counties, as they are, or will be directly benefited, but to assess property-owners on this island, 12 or 13 miles distant, for an improvement that cannot by any possibility be beneficial to them or enhance the value of this property, is not only preposterous in itself but is a positive and direct imposition. The proceeding is not to be tolerated, and your Committee believe it is the imperative duty of the Common Council to prevent it by repealing the resolution authorizing the undertaking.

Heretofore, and before the interposition of the State Legislature, the proposed improvement was simply a question of expediency, and opinions might possibly differ as to its merits or advantages. Now, it is entirely one of right and justice, on which there can be no honest difference of opinion, and your Committee intend to recommend such action on the part of all the Common Councils, if adopted, will right the wrong intended to be perpetrated upon our tax-payers.

And in this connection, it may not be inopposite to state that from information in the possession of your Committee, they are led irresistibly to the conclusion that the action of the Legislature in thus burdening our citizens generally with the cost of a strictly local improvement, which should be borne by the owners of property benefited, was predicated entirely upon the representations, and taken upon the urgent solicitations of some of the more blatant advocates of retrenchment and reform in our municipal government. Men who ride the stalking-horse of *Reduction of Taxation* to death. In the desperate effort to arrive first at the well filled corn-crib of the City Treasury.

Your Committee, in view of the foregoing facts, did they feel so inclined, could justly and rightfully attribute the most disreputable motives to those who oppose the measure, when it was intended legally to make those benefited by the improvement pay for it, but who, now that it is intended to benefit them, at the expense of their neighbors, by the action of the Legislature, are the more persistent in their efforts to proceed with and complete the new street; but as no good would result therefrom, and they have taken the trouble to expose the entire proceedings, only with a view of rendering the effort of the vilification so unsparingly practiced against the local authorities by those very consistent gentlemen, who while accusing others of dishonest practices and questioning the purity of their motives or intentions, take advantage of the turmoil and confusion they create to enrich themselves at the expense of the taxpayers of the city, by proposing to causing an amendment to be made to the city Tax Law by the State Legislature, which imposes upon the city at large the expense of adding enormously to the values of their own private property.

To prevent this wrong, and to set the seal of condemnation it so richly merits upon this characteristic act of the State Legislature, your Committee, although in favor of the proposed improvement, if it can be perfected in the manner usual and legal in similar cases by assessing the cost only upon the property benefited, respectfully present and recommend for your favorable consideration the following resolution:

Resolved, That the resolution approved by his Honor, the Mayor, December 30, 1865, which reads as follows:

Resolved, That the Corporation be and he is hereby authorized and directed to take the necessary legal proceedings, immediately upon the passage of the resolution for widening and extending Ann and Fulton streets, in accordance with the red lines and figures on the map hereto annexed, made by Edward Boyle, City Surveyor, December 12, 1865, and which forms part of this resolution; said street when so opened and widened to be known and designated as "New Broadway," be and it is hereby annulled, rescinded and repealed.

BERNARD REILLY,
CHARLES McBRIEN,
Committee on Streets.

Which was carried by the following vote:

Affirmative—Aldermen Coman, McBrien, Gedney, Ely, Reilly, Loew, Varnum, O'Brien, McGinnis and Van Voorhis—10.

Negative—Aldermen Moore, Norton, Flynn, Shannon, Eyers, Brice and Masterson—7.

And the same was directed to be sent to the Board of Councilmen for concurrence.

MOTIONS RESUMED.

Alderman NORTON moved to reconsider the motion made at the last meeting, that when the Board adjourns it do so to meet on Thursday, the 3d instant, at 2 o'clock p. m.

Which was carried.

Alderman SHANNON moved that when the Board adjourn it do so to meet on the first Monday in September next, at 2 o'clock p. m.

Alderman GEDNEY moved as an amendment, that when the Board adjourns it do adjourn to meet on Monday next, the 7th instant, at 2 o'clock p. m.

Which was carried by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, McBrien, Gedney, Ely, Eyers, Brice, Varnum, McGinnis and Van Voorhis—11.

Negative—Aldermen Flynn, Shannon, Reilly, Loew, Masterson and O'Brien—6.

PAPERS FROM THE BOARD OF COUNCILMEN.

Resolution and ordinance for a sewer in Cherry street, from Montgomery to Jefferson street.

Which was referred to the Committee on Sewers.

Resolution increasing the salary of the leader of the City Hall.

Which was referred to the Committee on Salaries and Offices.

MOTIONS RESUMED.

Alderman O'BRIEN moved to take from on file the resolution increasing the salary of the Second Messenger in the Mayor's Office, which was lost at the last meeting.

Which was carried.

And the paper laid over.

PAPERS FROM THE BOARD OF COUNCILMEN RESUMED.

Resolution appointing Andrew Bleakley a Commissioner of Deeds, in place of A. B. Clark.

Alderman SHANNON moved its reference to Committee on Salaries and Offices, which was lost by the following vote:

Affirmative—Aldermen Coman, McBrien, Shannon, Reilly, Loew, Varnum and O'Brien—7.

Negative—Aldermen Moore, Norton, Flynn, Gedney, Ely, Eyers, Brice, Masterson, McGinnis and Van Voorhis—10.

The action of the Board of Councilmen was then concurred in by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, Flynn, Gedney, Ely, Eyers, Brice, Masterson, Varnum, McGinnis and Van Voorhis—12.

Negative—Aldermen McBrien, Shannon, Reilly, Loew and O'Brien—5.

MOTIONS RESUMED.

Aldermen EYERS moved to suspend the present order of business for the purpose of taking up General Orders, which was carried.

GENERAL ORDERS.

Resolved, That the Comptroller be and he is hereby authorized and directed to renew the lease of premises now occupied by the Eighth Judicial District Court at the corner of Twenty-second street and Seventh avenue, for the full term of ten years from the date of the expiration of said lease, at a rent not exceeding three thousand dollars per annum.

Alderman REILLY moved to amend by striking out the sum of three thousand dollars and inserting the sum of two thousand five hundred dollars in lieu thereof.

Which was carried.

And the resolution as amended was adopted by the following vote:

Affirmative—Aldermen Moore, Coman, Flynn, Gedney, Ely, Eyers, Reilly, Brice, Loew, Masterson, Varnum, McGinnis and Van Voorhis—13.

Negative—Aldermen Norton, McBrien, Shannon and O'Brien—4.

Resolved, That the Common Council, in view of the above opinion of the Counsel to the Corporation, deem it a charge of more than two cents for the Eighth Avenue Railroad for its entire length to be an assumption of power on the part of said railroad company as well as a premeditated fraud upon the public. We hereby recommend to all persons having occasion to travel on the said road to pay no more than five cents fare; and further that the said Counsel to the Corporation be and he is hereby authorized and directed, in case the said railroad company, on behalf of the Corporation of this city, from charging a greater sum for fare than is specified in the charter or grant from the said Corporation of this city.

Alderman VAN VOORHIS withdrew the General Order, and it resumed its place on the list of unfinished business.

Report of Committee on Finance, in favor of concurring with the Board of Councilmen in adopting resolution as follows:

Resolved, That the Comptroller be and he is hereby authorized and directed to draw his warrant in favor of David Theall, for the sum of three hundred dollars ($300) in full for services rendered as Messenger to the Board of Appeal Commissioners of the New-York Fire Department, from June 1, 1864, to June 1, 1865, the same to be taken from "City Contingencies."

Which was lost by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Brice and McGinnis—10.

Negative—Aldermen Reilly, Masterson, Varnum, O'Brien and Van Voorhis—5.

Subsequently reconsidered and laid over.

MOTIONS RESUMED.

Alderman GEDNEY moved that the Board do now adjourn.

Which was lost by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, Flynn, Gedney, Eyers and Van Voorhis—7.

Negative—Aldermen McBrien, Shannon, Ely, Reilly, Brice, Masterson, Varnum, O'Brien and McGinnis—9.

GENERAL ORDERS RESUMED.

Report of Committee on Streets, in favor of adopting resolution as follows:

Resolved, That Thirty-third street, between the First avenue and Lexington avenue, be paved with Belgian pavement, under the direction of the Croton Aqueduct Board, and that the accompanying ordinance therefor be adopted.

Which was adopted by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Brice, Masterson, Varnum, O'Brien, McGinnis and Van Voorhis—16.

Report of Committee on Roads, in favor of adopting resolution as follows:

Resolved, That a free hydrant be placed on the corner of Sixty-third street and Ninth avenue, under the direction of the Croton Aqueduct Department.

Which was adopted.

Report of Committee on Roads, in favor of adopting resolution as follows:

Resolved, That Forty-eighth street, from the easterly side of Seventh avenue to Broadway, be paved with Belgian pavement, under the direction of the Croton Aqueduct Department, and that the accompanying ordinance therefor be adopted.

Which was adopted by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Brice, Masterson, Varnum, O'Brien, McGinnis and Van Voorhis—16.

Report of Committee on Streets, in favor of adopting resolution as follows:

Resolved, That the Comptroller be and he is hereby authorized and directed to draw a warrant in favor of Miss Mary Ann Masterson, for the sum of five hundred and ninety-three dollars, in full for all damages done to her property, corner of Worth and Elm streets, or losses incurred by her consequent upon the work of widening Worth street, and changing the grade thereof, and the interesting streets from Broadway to Baxter street; the amount to be charged by the Comptroller to the account for "City Contingencies."

Which was referred to the Committee on Law.

Report of Committee on Sewers, in favor of adopting resolution as follows:

Resolved, That a sewer, with the necessary receiving basins and culverts, be built in Columbia street, between Houston and Stanton streets, to connect with the sewer in Stanton street, under the direction of the Croton Aqueduct Board, and that the accompanying ordinance therefor be adopted.

Which was adopted by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Brice, Masterson, McGinnis and Van Voorhis—13.

MOTIONS RESUMED.

Alderman REILLY moved that the Board do now adjourn.

Which was lost by the following vote:

Affirmative—Aldermen Moore, Coman, McBrien and Reilly—4.

Negative—Aldermen Norton, Flynn, Shannon, Gedney, Ely, Eyers, Brice, Masterson, Varnum and McGinnis—10.

GENERAL ORDERS RESUMED.

Report of Committee on Roads, in favor of adopting resolution as follows:

Resolved, That Sixth avenue, from Forty-second to Fifty-ninth street, be paved on both sides of the railroad track with trap-block or Belgian pavement, the property-owners to pay one-half and the city the other half, under the direction of the Croton Aqueduct Department, and that the accompanying ordinance therefor be adopted.

Which was adopted by the following vote:

Affirmative—Aldermen Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Brice, Masterson, Varnum, O'Brien and McGinnis—14.

Report of Committee on Streets, in favor of adopting resolution as follows:

Resolved, That Thirty-third street, between the First avenue and Lexington avenue, be paved with Belgian pavement, under the direction of the Croton Aqueduct Board, and that the accompanying ordinance therefor be adopted.

Which was adopted by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Brice, Masterson, Varnum, O'Brien, McGinnis and Van Voorhis—16.

Report of Committee on Roads, in favor of adopting resolution as follows:

Resolved, That a free hydrant be placed on the corner of Sixty-third street and Ninth avenue, under the direction of the Croton Aqueduct Department.

Which was adopted.

Report of Committee on Roads, in favor of adopting resolution as follows:

Resolved, That Forty-eighth street, from the easterly side of Seventh avenue to Broadway, be paved with Belgian pavement, under the direction of the Croton Aqueduct Department, and that the accompanying ordinance therefor be adopted.

Which was adopted by the following vote:

Affirmative—Aldermen Moore, Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Brice, Masterson, Varnum, O'Brien, McGinnis and Van Voorhis—16.

Report of Committee on Streets, in favor of adopting resolution as follows:

Resolved, That the curb and gutter-stones be set and the sidewalks flagged on the east side of the Eleventh avenue, between Fifty-second and Fifty-third streets, under the direction of the Street Commissioner, and that the accompanying ordinance therefor be adopted.

Which was referred to the Committee on Streets.

Report of Committee on Roads, with resolution as follows:

Resolved, That Forty-sixth street, between the Tenth and Eleventh avenues, be paved with Belgian pavement, the owners of property to pay one-half the assessment and for the city the other half, to be done under the direction of the Croton Aqueduct Department, and that the accompanying ordinance therefor be adopted.

Which was referred to the Committee on Belgian Pavement.

Resolution or Board of Councilmen as follows:

Resolved, That permission be and the same is hereby given to J. Brettman to keep a weaving-trough in front of his premises, number twenty-two Cedar-st., for the space of one month, and that the Superintendent of the Common Council.

(By Board of Councilmen, April 26. Adopted.) (By Board of Aldermen, April 30, referred to the Alderman of the District.)

Councilman KEECH moved that this Board adhere to its former action.

Which was carried.

MOTIONS.

Councilman FLYNN moved that the Board do now take a recess until 2 o'clock, p. m.

Which was carried.

AFTER RECESS.

Present—Councilmen Keenan, Long, Stacom, Flynn, Robinson, O'Brien, Kenney, Koster, Keech, White, Mackay, Thomas, Halloran, Roberts, Hettrick and Imlay—16.

PAPERS FROM THE BOARD OF ALDERMEN RESUMED.

Report of Committee on Law Department, amending ordinance relative to the Board of Councilmen relative to hoisting rocks or stones, so that said ordinance shall read as follows:

Section one of chapter thirty-two of the revised ordinances of 1859, is hereby amended by inserting after "within" the words "three hundred feet of any house or public road or street in," and by striking out the words "south of a line drawn across the island one hundred feet northerly of Eighty-sixth street," so that said section, when so amended, shall read as follows:

"SECTION 1. In all cases of blasting rocks or stones within three hundred feet of any house or public road or street in the City of New-York, each blast before firing it shall be securely covered with six timbers of not less than four inches thick, ten inches wide, and ten feet long each, to be placed over and around each charge, and to be held in place by at least three hundred pounds of large stones piled on top of them."

Which was concurred in by the following vote:

Affirmative—Councilmen Keenan, Stacom, Flynn, Robinson, O'Brien, Kenney, Koster, Keech, White, Mackay, Thomas, Halloran, Roberts and Hettrick—14.

And the same was directed to be sent to His Honor the Mayor for approval.

MOTIONS.

Councilman KEECH moved that the Committee on Ordinance be discharged from the further consideration of preamble and resolution of Board of Aldermen as follows:

Whereas, It must be obvious to all who are in the least acquainted with the immense and rapidly increasing travel on the Fifth avenue (which leads directly to the Central Park), that every facility possible should be afforded to accommodate such travel; and

Whereas, By resolution approved July 2, 1859, the sidewalks of said avenue, south of One Hundred and Tenth street, were widened to thirty feet, thereby very materially and unnecessarily reducing the width of the carriage-way; be it therefore

Resolved, That the said resolution, approved July 2, 1859, and any and all other resolutions or ordinances of the Common Council by which the sidewalks or any part of the said Fifth avenue may have been widened, or permission given to any person or persons resident or owning property thereon to inclose portions of said sidewalks for court-yards or other purposes, be and the same are hereby annulled, rescinded and repealed.

(By Board of Aldermen referred to a Special Committee, consisting of Aldermen Eyers, Moore and Reilly.)

The motion to discharge the Committee was carried.

Councilman KEECH moved that a Special Committee of three members be appointed on the part of the Board of Councilmen to act with the Special Committee appointed by the Board of Aldermen to investigate the matter contained in said resolution.

Which was carried,

Subsequently,

The PRESIDENT pro tem. named as such Committee, on the part of the Board of Councilmen, Councilman Keech, Councilman O'Brien, Councilman Robinson.

Subsequently,

Councilman KEECH moved that the vote by which a Special Committee of three was authorized on the above paper be reconsidered.

Which was carried.

He then moved that the motion be amended to read "a Special Committee of four."

Which was carried.

The motion as amended was then adopted.

Councilman KEECH moved that the Committee on the part of the Board of Councilmen consist of the gentlemen previously named by the President pro tem., with Councilman Keenan.

Which was carried.

APPOINTMENT OF A SPECIAL COMMITTEE.

The PRESIDENT pro tem. announced that the President of the Board has appointed the following as a Special Committee on the part of the Board of Councilmen, under the resolution relative to the celebration of the Fourth of July: Councilman Keenan, Councilman Imlay, Councilman Hettrick, Councilman Roberts, Councilman Koster.

GENERAL ORDERS.

A report of Committee on Streets, in favor of adopting resolution as follows:

Resolved, That the sidewalks be flagged, and curb and gutter-stones reset where necessary, in Laurens street, between Spring and Prince streets, under the direction of the Street Commissioner, and the accompanying ordinance be adopted.

Which was adopted by the following vote:

Affirmative—Councilmen Keenan, Stacom, Flynn, Robinson, O'Brien, Kenney, Koster, Keech, White, Mackay, Thomas, Halloran, Roberts and Hettrick—14.

Report of Committee on Sewers of Board of Aldermen, with resolution as follows:

Resolved, That a sewer, with the necessary receiving basins and culverts, be built in Greenwich street, between Leight and Hubert streets, under the direction of the Croton Aqueduct Board, and that the accompanying ordinance therefor be adopted.

Which was concurred in by the following vote:

Affirmative—Councilmen Keenan, Stacom, Flynn, Robinson, O'Brien, Kenney, Koster, Keech, White, Mackay, Thomas, Halloran, Roberts and Hettrick—14.

And the same was directed to be sent to the Board of Aldermen for concurrence.

Report of Committee on Streets, in favor of adopting resolution as follows:

Resolved, That Sixth avenue, from Forty-second to Fifty-ninth street, be paved on both sides of the railroad track with trap-block or Belgian pavement, the property-owners to pay one-half and the city the other half, under the direction of the Croton Aqueduct Department, and that the accompanying ordinance therefor be adopted.

Which was adopted by the following vote:

Affirmative—Aldermen Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Brice, Masterson, Varnum, O'Brien and McGinnis—14.

Report of Committee on Streets, in favor of adopting resolution as follows:

Resolved, That a crosswalk be laid across Watts street from the south east to the south-west corner of the same, at its intersection with Greenwich street, under the direction of the Croton Aqueduct Board, and that the accompanying ordinance therefor be adopted.

Which was adopted by the following vote:

Affirmative—Aldermen Coman, Norton, McBrien, Flynn, Shannon, Gedney, Ely, Eyers, Reilly, Brice, Masterson, Varnum, and McGinnis —12.

Report of Committee on Streets, in favor of adopting resolution as follows:

Resolved, That the Counsel to the Corporation be and he is hereby authorized and directed to take the necessary legal proceedings to open and extend Worth street, from Barrier street to Chatham square, in accordance with the accompanying map drawn by Isaac F. Lodian, City surveyor, bearing date July, 1858.

Which the same was being read,

Alderman MASTERSON moved to suspend the reading and recommit the paper to the Committee.

Alderman MCBRIEN here withdrew the General Order, and it resumed its place on the list of unfinished business.

MOTIONS AGAIN RESUMED.

Alderman MASTERSON moved that the Board do now adjourn.

Which was carried by the following vote:

Affirmative—Aldermen Coman, Norton, Flynn, Gedney, Ely, Eyers, Reilly, Loew, Masterson, Varnum, McGinnis and Van Voorhis—13.

Negative—Aldermen Moore, McBrien, Shannon and O'Brien—4.

And the PRESIDENT announced that it stood adjourned until Monday next, the 7th instant, at 2 o'clock p. m.

D. T. VALENTINE, Clerk.

Board of Councilmen.

SPECIAL SESSION, Wednesday, May 2, 1866. } 1 o'clock p. m. }

OFFICIAL.]

The Board met in their Chamber, No. 16 City Hall, pursuant to the following call:

NEW-YORK, May 1, 1866.

EDWIN M. HAGERTY, esq., *Clerk of the Board of Councilmen.*

SIR: You are hereby respectfully requested to convene the Board of Councilmen on Wednesday, the 2d instant, at 1 p. m., for the purpose of transacting such business as may come before the Board.

MORRIS A. TYNG,
CHAS. KOSTER,
CORNELIUS FLYNN,
JAMES G. BRINKMAN,
GEO. H. MACKAY,
A. H. BEECH,
HUGH O'BRIEN,
GEORGE HETTRICK,
BERNARD KENNEY,
MICHAEL HALLORAN,
JOHN STACOM,
P. H. KEENAN,
ISAAC ROBINSON,
STEPHEN ROBERTS.

Present—Councilmen Keenan, Stacom, Flynn, Robinson, O'Brien, Kenney, Koster, Keech, White, Mackay, Thomas, Halloran and Hettrick—14.

In the absence of the President,

Councilman O'BRIEN moved that Councilman Keenan take the Chair.

Which was carried.

Councilman ROBINSON moved that the reading of the minutes of the last meeting be dispensed with.

Which was carried.

RESOLUTIONS.

By Councilman FLYNN—

Resolved, That Counties slip, from Pearl street to the East River, be paved with Belgian pavement, under the direction of the Croton Aqueduct Department.

Which was referred to the Committee on Belgian Pavement.

By Councilman ROBINSON—

Resolved, That Charlton street, from McDougal street to West street be paved with Belgian pavement, one half of the expense to be paid by the property owners, the other half of the expense to be paid by the city, the same to be done under the direction of the Croton Aqueduct Board, and to be done forthwith.

Which was referred to the Committee on Belgian Pavement.

By Councilman THOMAS—

Resolved, That Croton mains be laid in Forty-eighth street, from First avenue to the East River, under the direction of the Croton Aqueduct Department.

Which was adopted.

By Councilman ROBINSON—

Resignation of John J. Crosby as a Commissioner of Deeds.

Which was accepted.

In connection therewith, Councilman ROBINSON offered for adoption the following paper:

Resolved, That George C. Sharp be, and he is hereby appointed a Commissioner of Deeds in and for the City and County of New-York, in place of John J. Crosby, resigned.

Which was adopted.

PAPERS FROM THE BOARD OF ALDERMEN.

Resolved, That the Comptroller be, and he is hereby authorized and directed to set apart from the appropriation made for City Contingencies for the present year the sum of one thousand five hundred dollars, to be applied in regular monthly payment of the salary of the Messenger to the City Librarian, for the twelve months next ensuing.

Which was laid over.

Resolved, That permission be and the same is hereby given to William Fuck to set curb and gutter, and flag in front of his premises on Eighth avenue and One Hundred and Twenty-first street, and that the same to be done at his own expense, within six months after the passage of this resolution, under the direction of the Street Commissioner.

Which was concurred in.

Resolved, That permission be and the same is hereby given to Terence Metuire to regulate, grade, curb, gutter and