

Minutes of a Regular Meeting of the City Council.

Austin, Texas, Jan 7, 1895.

Hon John M^cDonald, mayor, presiding.

Roll call.

Present- Aldermen Anderson, Fischer, Glass, Gloucester, Hugues, Hume, Jackson, Landless, Linn, Nitschke, Plath, Powell, Robertson, Schneider, Sheller, Taylor, Tobin, Townsend; total, 18.

Absent- Aldermen Asmann, Goeth, Redd, Warmoth; total 4.

Minutes of the meetings of the city council held on the 17th, 22nd, and 28th days of December, 1894, were adopted as printed.

Petitions Etc.

Chas Johnson. Petition. By Alderman Schneider- A petition from Mr Chas Johnson, requesting the city council to remit certain pound fees paid by him. It was referred to the committee on Claims and Accounts.

Mrs Cain. Petition. By Alderman Glass- A petition from Mrs Cain of Fiskville, asking the city council to remit pound fees paid by her to the amount of \$12. Granted.

Alderman Goeth entered the council and answered to his name.

Reports of City Officers.

Reports of City Officers for the month of December, 1894

By the City Treasurer-

Balance now on hand- Account General Fund	\$14,011.14.
Balance now on hand- Account interest on old bonds	1,530.94.
Balance now on hand- Account Water Works sinking fund	16,744.87
Balance now on hand- Account Water works general fund	60,304.20

Referred to the finance committee.

Alderman Nitschke moved that the reports of the other city officers be referred to their respective committees without being read and the motion prevailed.

The reports referred to in the foregoing motion are in substance as follows:

By the City Assessor and Collector. Collections:

Account general revenue	\$5,417.07.
Account Water and Light interest sinking fund	5,676.52
Account interest on bonds issued prior to May 1 1890	432.51
School Tax	200.17
Total	\$13,606.27

Referred to the committee on Finance.

By the City Clerk. A statement of warrants issued against the General Funds-

Salaries of officers	\$1,231.67
Salaries of policemen	1,276.00
City Cemetery	22.92.
Sanitary department	375.85
Fire Department	644.00
Streets, bridges and alleys	1,445.57
Meals for city prisoners	38.00

City and County hospital	1183.04
Printing, stationery and postage	115.34
Charity	101.01
Salary of teamsters	1124.30
Street lights	137.00
Feed for teams	106.64
Salary of pound master	75.00
Salary of porter	110.00
Pay of Aldermen	235.00
Miscellaneous	333.66
Total	7013.55

Referred to Finance Committee.

By the City Clerk. Statement of warrants issued against the Water and Light Fund:

Engineering department. Salaries of engineers, inspector and secretary	\$ 700.00
H. L. Brenerman, erect power house	8736.85
Stillwell, Pierce & Smith & Co, erect wheels, pumps etc	550.00
Fort Wayne Electric Company, erect electric plant	11.42
Rider & Conley, erect pen stocks, etc	805.00
Brown & Dubney, erect foundation power house	22.00
Miscellaneous	611.66
Total	\$ 11480.43

Referred to Finance Committee.

By the City Marshal. Total amount of fines assessed in the Recorder's court \$375.

Collected in cash \$118.50

Worked out 256.50. \$375.00

Total number of arrests made, 59.

Referred to the Police Committee.

By the City Physician -

Total number of patients in hospital Dec 1. 1894	15
Total number of patients admitted to hospital during Dec. 1894	13
Total number of patients discharged from hospital during Dec 1894.	9
Total number of deaths in hospital during December, 1894	5
Total number of patients remaining in hospital Jan 1. 1895	14
Total number of visits made paupers in city	124
Total number of prescriptions written for paupers in city	188

Referred to the hospital committee.

By the City Sexton -

Total number of deaths	13
White	14
Male	8
Female	6

Referred to the Cemetery Committee.

Reports of Committees.

Varvata street. Aldermen, for the street committee, to whom was referred a petition from the grounds opened citizens of the Ninth and Tenth wards, asking that Varvata street

street be opened for travel between Fourth and Sixth streets, presented a report thereon which states that "Your committee have examined the same and find that the Central Railroad company now have the use of said street as a wood yard and as far as we can ascertain without authority from the city. We therefore recommend that the City Marshal be instructed to notify the Central and Austin and Northwestern railroad companies to remove the obstructions from the street and grade their tracks properly for travel." The report was adopted.

Platt & Hughes

suits. Com. report on.

Alderman Shelley presented the following report:

Austin, Tex. Jun 7. 1895.

Hon John M^c Donald, Mayor, and Board of Aldermen of the City of Austin.

Gentlemen Your claims and accounts committee, to whom was referred the attached communication of Hon George F. Pender, city attorney, asking to be instructed in the matter of judgments obtained against the city in the case of W. M. Platt and Ed Hughes, beg leave to say, that the matters in question having been adjudicated by the courts and judgments obtained, your committee have not deemed it necessary to make an investigation or recommendation as to the disposition of the claims, the council being fully advised as to the facts as your committee could be and as well prepared to determine the matter as they would be upon a recommendation by the committee.

Respectfully

W. D. Shelley

R. Platt

for the Committee.

The report was adopted.

Alderman Asmann entered the council and answered to his name.

Unfinished Business.

Water Light & Power
plants ordinance

Alderman Schneider moved to take up an ordinance entitled "An ordinance providing for the management and operation of the waterworks, electric light and power plants of the city of Austin and establishing rules and regulations for the government thereof and fixing rates for service" which was on its final passage. Carried. Alderman ^{Shelley} moved to amend section 1 thereof by striking out the following paragraph:

"Until the first Monday in December 1894 the mayor and the present water and light committee shall serve as commissioners." The motion was unanimously adopted.

Alderman Nitche offered the following amendment:

Amend section 1 line 11 after the word "council" by inserting the following: "Two of whom shall be elected from the

east side of the city, which is hereby construed to mean the seventh, eighth, ninth, tenth and the entire eleventh ward and two from the west side of the city, which is hereby understood to mean the first, second, third, fourth, fifth and sixth wards."

The amendment was lost by the following vote:

Yeas- Aldermen Assmann, Fischer, Glass, Haynes, Nitschke, Platt, Powell, Schneider - 8

Nays- Aldermen Anderson, Glascock, Goeth, Hume, Jackson, Lawless, Linn, Roberdeau, Shelley, Taylor, Tobin, Townsend - 12.

Alderman Schneider presented the following amendment:

Add the following after the words "monthly incandescent electric light rates":

"For private dwellings:

16 candle power lights- First at 35c; second, 30c; third 25c; fourth and after 20c each.

25 candle power lights- First at 54c; second 42c; third 32c; fourth and after, 32c each.

32 candle power lights- First at 65c; second 45c; third 40c; fourth and after 40c each.

50 candle power lights- First at 94c; second, 64; third 64c; fourth and after, 94c each.

Strike out the word private dwellings in the preceding section.

Add after the words: "For all night service" the words "of offices, stores, livery stables, etc".

The amendment was adopted by the following vote:

Yeas- Aldermen Anderson, Assmann, Fischer, Glass, Glascock, Haynes, Jackson, Nitschke, Platt, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend - 16.

Nays- Aldermen Goeth, Hume, Lawless, Linn - 4

Alderman Taylor moved to amend section 4 of the ordinance which fixed the bond of the Superintendent at \$10000. by striking out "\$10,000" and inserting in lieu thereof "\$25000."

The amendment was adopted by the following vote:

Yeas- Aldermen Anderson, Assmann, Fischer, Glass, Glascock, Goeth, Haynes, Hume, Jackson, Lawless, Linn, Nitschke, Platt, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend - 20.

Alderman Taylor moved to amend section 33 by striking out the following:

"For sprinkling streets and lawns according to size of lot, as follows:

Lot 70 feet or less in front, 5/8 connection - free.

3/4-inch connection - 1.00

1-inch connection - 1.50

Lot over 70 feet to 100 feet, 5/8 inch connection - 1.00

3/4 inch connection - 1.50

1-inch connection - 2.00

Lot over 150 feet to 200 feet, 5/8 inch connection - 1.50

3/4-inch connection - 2.50

1-inch connection - 4.00

Lot over 100 feet to 200 feet, 5/8 inch connection - 2.00

3/4-inch connection - 3.00

1-inch connection - 5.00

Lots over 200 feet front will be charged in proportion.

The motion was lost by the following vote:

Yeas - Aldermen Fischer, Glass, Haynes, Lawless, Linn, Nitschke, Platt, Schneider, Taylor, Tobin, Townsend - 11.

Nays - Aldermen Anderson, Asmann, Glascock, Goeth, Hume, Jackson, Powell, Roberdeau, Shelley - 9.

Alderman Nitschke moved to amend section 33 by striking out the following:

"For horses, mules and cows, each, per year, \$1.00

The amendment was adopted by the following vote:

Yeas - Aldermen Asmann, Fischer, Glass, Glascock, Haynes, Hume, Jackson, Nitschke, Platt, Powell, Roberdeau, Schneider, Shelley, Tobin, Townsend; total 15.

Nays - Aldermen Anderson, Goeth, Lawless, Linn, Taylor - total 5.

Alderman Shelley moved to amend section 33, by striking out the word "free", where the same appears concerning the sprinkling of lots 70 feet or less in front and inserting 75c.

The amendment was lost by the following vote:

Yeas - Aldermen Fischer, Glass, Haynes, Hume, Lawless, Linn, Nitschke, Platt, Schneider, Shelley, Tobin - 14.

Nays - Aldermen Anderson, Asmann, Glascock, Goeth, Jackson, Powell, Roberdeau, Taylor, Townsend - 9.

Alderman Linn moved to amend section 33, in that portion last above named by substituting "\$1.00" for the word "free" (Not voted on)

Alderman Taylor moved to amend section 33 by striking out all of that portion of the same which names rates to be charged for street and lawn sprinkling and inserting in lieu thereof the words "meter and special rates".

The motion was adopted by the following:

Yeas - Aldermen Fischer, Glass, ^{L. H. Hays} Haynes, Hume, Jackson, Lawless, Nitschke, Platt, Powell, Schneider, Shelley, Taylor, Tobin, Townsend - 15.

Nays - Aldermen Anderson, Asmann, Goeth, Linn, Roberdeau - 5.

Alderman Taylor moved to amend section 13 by inserting therein after the words "all flat rates must be paid quarterly in advance for water, and monthly for electricity" the words "at the office of the superintendent". The motion was adopted by the following vote:

Yeas - Aldermen Asmann, Fischer, Glass, Glascock, Hume, Jackson, Lawless, Nitschke, Platt, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend - 15.

Nays - Aldermen Anderson, Goeth, Haynes, Linn, Powell - 5.

Alderman Fischer moved that the ordinance do now pass and the motion prevailed by the following vote:

Yeas- Aldermen Anderson, Asmann, Fischer, Glass, Glascock, Gaeth, Haynes, Hume, Jackson, Lawless, Linn, Nitschke, Platt, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend- total 20.

Kinney property.
Or to appropriate
\$1050

An ordinance to appropriate the sum of \$1050 for the purpose of purchasing a strip of land 60 feet wide from West Fifth street, through the D. P. Kinney property to Shoul creek at the Dummy railroad bridge, to connect West Fifth street with West Fourth street, was taken upon its final passage. Alderman Nitschke moved that further consideration of the ordinance be postponed. (Not voted on).

Alderman Linn moved that further consideration of the ordinance be indefinitely postponed. The motion was lost by the following vote:

Yeas- Aldermen Asmann, Gaeth, Haynes, Hume, Lawless, Linn, Nitschke, Platt, Shelley, Tobin-10.

Nays- Aldermen Anderson, Fischer, Glass, Glascock, Jackson, Powell, Roberdeau, Schneider, Taylor, Townsend-10.

There being a tie vote, the mayor voted nay.

Alderman Roberdeau moved to refer the ordinance to the street committee, with instructions to ascertain which would be the cheapest, to remove the poles from the land named in the ordinance and use a different route, or to allow them to remain where they now are and pay for the land. (Not voted on).

Alderman Redd entered the council and answered to his name.

Alderman Linn moved that the street committee be instructed to confer with Mr Kinney as to the amount he thinks he is damaged and report back to the council.

Alderman Gaeth moved to amend the motion by further instructing the committee to ascertain and report the probable cost of running the wires so as to avoid passing over the strip of land under consideration. The amendment was accepted, and the motion as amended was then adopted by the following vote:

Yeas- Aldermen Asmann, Gaeth, Haynes, Hume, Lawless, Linn, Nitschke, Platt, Roberdeau, Shelley, Taylor, Tobin-12

Nays- Aldermen Anderson, Fischer, Glass, Glascock, Jackson, Powell, Redd, Schneider, Townsend-9.

Bull Creek

road. Com. report.

A report from the street committee which was laid over at the last regular meeting of the city council, in regard to the construction of a road around back water in Bull creek, recommending the passage of an ordinance appropriating \$1682.50 for the purpose of paying one half of cost of the road, was taken up, read and adopted.

New Business.

#1583⁵⁰ H. L. Breneman.

By Alderman Anderson. An ordinance appropriating the sum of \$1583⁵⁰ for the purpose of paying H. L. Breneman estimate No 12. of material furnished and work done under his contract with the city of Austin, dated Jan 5. 1893.

It was passed under suspension of the rules by the following vote:

Yeas- Aldermen Anderson, Asmann, Fischer, Glass, Glascock, Goeth, Haynes, Hume, Jackson, Lawless, Linn, Nitschke, Platt, Powell, Redd, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend; Total, 21.

A Petersons communication asking a new truck for H & L Co.

A communication from Mr. Albert Peterson, chief of Austin fire department was read, calling attention of the council to the necessity of at once purchasing a hook and ladder truck for the use of the fire department. It was laid over to come up with an ordinance on the subject.

#1687⁰⁰ Bull creek road.

By Alderman Jackson. An ordinance appropriating the sum of ^{\$1687⁰⁰ for the purpose of paying} one half of the expense of construction of a road around back water in Bull creek. It was read first time and a second time under suspension of the rules, after which a motion was made to further suspend the rules and place the ordinance on its third reading, which was lost by the following vote:

Yeas- Aldermen Anderson, Asmann, Fischer, Glass, Glascock, Goeth, Jackson, Lawless, Redd, Roberdeau, Shelley, Tobin, Townsend 13

Nays- Aldermen Haynes, Hume, Linn, Nitschke, Platt, Powell, Taylor - 7. Did not vote- Alderman Schneider.

City Engineer to purchase mule.

By Alderman Glass. Be it resolved by the city council of the City of Austin, that the city engineer is hereby authorized to purchase one mule for the sanitary department of the city.

Second- That he be authorized to dispose of one mule now used in one of the city carts as same is too old and slow to be of any further use. The resolution was adopted.

#2500. Truck for H & L Co.

By Alderman Nitschke. An ordinance appropriating the sum of twenty-five hundred dollars for the purchase of a fire truck.

It was read after which Alderman Linn moved that it be referred to the fire committee with instructions to advertise for bids for furnishing a truck. Carried.

#1305.07 Approved Accounts.

By Alderman Linn. An ordinance appropriating the sum of \$1305.07 for the purpose of paying approved accounts. It was read by caption after which Alderman Fischer moved that it be not read in full and the motion prevailed.

The ordinance was then passed under suspension of the rules by the following vote:

Yeas. Aldermen Anderson, Asmann, Fischer, Glass, Glascock, Goeth, Haynes, Hume, Jackson, Lawless, Linn, Nitschke, Platt, Powell, Redd, Roberdeau, Shelley, Taylor, Tobin, Townsend; Total 20

Nay Alderman Schneider.

Ordinance as to

By Alderman Linn. An ordinance amending Article 327

Police force

Chapter one, title 13, of the Revised Civil ordinances of the city of Austin. The substance of the ordinance is as follows:

The police force of the city of Austin shall consist of the city marshal, one sergeant of police and one detective and seven teen policemen, and such special policemen as from time to time be appointed under the authority of the city council. The ordinance was read and on motion of Alderman Nitschke, referred to the committee on police.

\$6000 Bridge over
Little Shoal creek.

By Alderman Shelley. An ordinance appropriating the sum of \$600.00 for the purpose of constructing a stone bridge over Little Shoal creek, at the intersection of Nueces and West Eleventh street.

It was read and referred to the committee on streets, bridges and alleys.

\$20000 Street labor.

By Alderman Jackson. An ordinance appropriating the sum of \$200.00 for the purpose of paying teamsters and assistants until January 19, 1895. It was passed under suspension of the rules by the following vote:

Yeas- Aldermen Anderson, Asmann, Fischer, Glass, Glascock, Goeth, Haynes, Hume, Jackson, Lawless, Linn, Nitschke, Platt, Powell, Redd, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend- Total 21.

Election Water &
Light Commissioners

Alderman Nitschke moved that the council do now proceed to elect members of the water and light commission and the motion prevailed.

Alderman Anderson moved that they be elected by ballot, and that the chair be requested to appoint three tellers. The motion was carried, whereupon the chair appointed Aldermen Anderson, Powell and Goeth as tellers.

Alderman Warmoth entered the council and answered to his name.

Alderman Taylor moved to first elect two members to serve during the long term.

Alderman Schneider moved to lay the motion on the table and the motion prevailed by a rising vote of 13 to 4.

Nominations

Alderman Linn moved that nominations be now declared in order and the motion was adopted.

Alderman Linn nominated Alderman Tobin.

Alderman Powell nominated Alderman Schneider.

Alderman Glass nominated Alderman Haynes

Alderman Asmann nominated Alderman Fischer.

Alderman Redd nominated Alderman Jackson.

Alderman Taylor nominated Alderman Shelley

Alderman Hume nominated Alderman Lawless.

Alderman Nitschke moved that unless a ballot contained four names that it be not counted. Carried.

Ballots were then cast and duly canvassed by the

Tellers who submitted the following as the result of the same:

Alderman Tobin received 14 votes.

Alderman Shelley received 8 votes.

Alderman Lawless received 14 votes.

Alderman Fischer received 19 votes.

Alderman Jackson received 10 votes.

Alderman Schneider received 12 votes.

Alderman Haynes received 11 votes.

Tobin, Fischer, Lawless The mayor then declared Aldermen Tobin and Fischer duly
& Schneider elected elected to serve as commissioners during the long term and
Aldermen Lawless and Schneider duly elected to serve as com-
missioners during the short term.

The council then adjourned

Milton Morris,

City Clerk.