

Minutes of a Regular Meeting of the City Council.

Austin, Texas, May 6, 1895.

From John M^d Donald, mayor, presiding.

Roll call.

Present- Aldermen Anderson, Asmann, Fischer, Glass, Yeasock, Goeth, Hughes, Hume, Jackson, Lawless, Linn, Platts, Powell, Robert-
son, Shelby, Taylor, Tobin, Townsend, Wurmuth-19.

Absent- Aldermen Nitschke, Redd, and Schneider.

Minutes of the meeting of the city council held April 15, 1895 were adopted as printed.

Petitions, Etc.

Petition - requiring the numbering of public vehicles.

By Alderman Lawless- A petition from Wm Sparks, requesting that drivers of vehicles for public service be required to have such vehicles numbered.

It was referred to the committee on ordinances.

Petition. To establish water rates for irrigation

By Alderman Powell- A petition from Charles Johnson, requesting the council to establish water rates for irrigation purposes.

It was referred to the water and light commission.

Alderman Nitschke entered. the council chamber and answered to his name.

Petition. To remit city tax for 91 on outlots 15 & 16. &c.

By Alderman Hume- A petition from residents and taxpayers of Austin asking the city council to remit the city tax for the year 1891, on outlots 15 and 16 only a part of said outlots being inside the city limits. Also that the city taxes of Mr Jos Luckesinger be remitted for the reason that he granted right of way for a street on the west side of said outlots without any remuneration from the city.

It was referred to the committee on claims and accounts.

A petition was received from Mr W.P. Ford, chief Austin Fire Department, requesting the council to allow him rent of a telephone.

It was referred to the committee on Fire Department.

Alley's Petition

By Alderman Platts- A petition from E. F. B. Alley, asking that he be allowed the sum of \$18⁴². the amount of his city taxes and costs for the year 1893, as rent for his ground used by the city for burial of dead animals.

Alderman Glass moved that the petition be granted. Carried.

Petition of Citizens. To accept Judd's Cotton Factory proposition.

By Alderman Taylor- A petition from citizens urging the city council to accept the proposition made by Mr George N. Podd to erect a cotton factory in or near this city.

Alderman Taylor stated that he had been requested by Mr R.Y. Bandy to have his name stricken from the petition and moved that the request be granted. Carried.

C.H. Lebold's communication on the matter.

A communication was received from Mr C. H. Lebold, explaining why his name is signed to the petition and stating that he then thought as he now thinks and writes that some of the requests in said proposal are unreasonable and need to be very much modified, but that a reasonable and indeed in

liberal proposition should be made to Mr Todd.

B. M. Todd's Proposition to estab-

The Proposition.

-lish Cotton Factory, etc.

First- B. M. Todd to purchase a tract of land 25 to 50 acres in 90 days inside or just outside city limits.

Second- To build thereon within 18 months a factory building and equip same with 15000 spindles, 350 looms and other machinery and increase same from time to time during five years to 30000 spindles and 700 looms and other machinery.

Third- To permit citizens of Austin to obtain a co-operative interest in said plant of \$25000, payable in 12 monthly payments to one of Austin's banks to be paid by said bank to the mill's company upon the following conditions and terms:

Ten per cent upon purchase of said land and commencing work on the factory; 20 per cent when factory is half completed; 20 per cent upon completion of factory and the remainder 50 per cent upon installment of 15000 spindles and 350 looms in said factory.

The said \$25,000 to be preferred stock and entitled to 10 per cent dividends before ^{common} stock and its pro rata share of common stock dividends.

Thus giving the citizens a share of the profits of the enterprise and making it a community interest, affording protection to the mills.

In consideration of the fulfillment of these agreements the city is to furnish said plant sufficient water or electric power to operate all its machinery not to exceed 1000 horse power free of charge for 25 years and at a fixed charge thereafter to be agreed upon not to exceed \$5 per annum for each horse power used. A failure of said Todd or said mills company to fulfill any of its agreement herein stated to forfeit its franchise.

Todd to furnish city \$2500 upon completion of building in 8 months, the mills to be located at the dam or anywhere in city limits or just outside.

Alderman Taylor moved that the proposition and petition be referred to a special committee of five to confer with a committee from the Board of Trade concerning same. The motion prevailed and the chair appointed Aldermen Taylor, Linn, Robin, Townsend and Nitschke as the committee on the part of the council.

The communication from Mr C. H. Lebold was also referred to the special committee.

Alderman Schneider entered the council chamber and answered to his name.

Reports of City Officers for the month of April, 1895 were presented.

Reports of City Officers for April.

The City Assessor and Collector reported having made an error in the assessment of Mr G. W. Walter for 1894, by putting the value of his improvements on lot 4, section 11, division C, at \$1000 when the lot and improvements should have been assessed at that value.

On motion the Assessor and Collector was authorized to correct the error.

By the Assessor and Collector-

Collections:

Account general revenue	\$5605.41
Account waterworks tax	5167.64
Account interest on bonds issued prior to May 1 1890	368.28
Account Water and Light from sale material	20.00
Account school tax	1930.13

Referred to Finance Committee.

By City Treasurer:

Balances on hand May 1, 1895:

Account General Fund	\$ 209.04
Account interest on bonds issued prior to May 1. 1890	468.53
Account Water and Light fund	32596.74
Account Waterworks interest fund	725.07
Account Waterworks sinking fund	22474.00
Account receipts from water service	1258.10

Referred to Finance Committee.

By the City Clerk - Statement of warrants issued against the General Fund:

Salaries of officers	\$1156.67
Salaries of policemen	1276.00
City Cemetery	2292
Sanitary Department	341.58
Fire Department	689.00
Streets, bridges and alleys	508.00
Meals for city prisoners	46.25
City and County hospital	371.64
Printing, stationery & postage	74.79
Charity	161.34
Salaries of teamsters	320.40
Feed for city teams	96.44
Salary pound master	78.00
Salary of porter	40.00
Pay of Aldermen	210.00
Miscellaneous	128.50
Total	\$5517.12

Referred to Finance Committee.

By the City Clerk - A statement of warrants issued against the Water and Light Fund:

Salary account, superintendent's department	\$380.16
Salaries of engineers, inspectors, secretary and watchman	675.00
✓ H.L. Breneman, account power house	4376.66
Fort Wayne Electric Co, allowance on contract	3032.69
Howard-Harrison Iron Co, allowance on contract	133.90
General Electric Co, allowance on contract	38.88
Page Belting Co, freight	1.76

Submerged land	110.00
Stilwell Bierce & Smith - V. Co. part payment	100.00
Trial account	1.25
Light account	11.60
Office expenses	30.70
Water Service Connections	587.10
Electric Service Connections	192.58
Contingent expenses	50.00
Oil and grease account	2.77
Miscellaneous, as teamsters, and laborers at dam, making fill, lumber, freight charges, etc	1346.71
Referred to Finance Committee. Total	\$11,415.06

By the City Marshal	
Total amount of fines assessed in the recorder's court	\$305.00
Collected in cash	\$167.00
Worked out	93.00
Carried forward	45.00
	\$305.00
Back fines collected:	
February, 1895	\$21.00
March, 1895	9.00
Total	\$30.00
Collected from City Pound	\$112.75
Total number of arrests made	50
Referred to committee on Police.	

By the City Physician:	
Number of patients in hospital, April 1, 1895	16.
Number of patients admitted to hospital during April 1895	2.
Number of patients discharged from hospital during April 1895	2.
Number of deaths in hospital during April, 1895	1.
Number of patients remaining in hospital, May 1, 1895	11.
Visits made paupers in city	48
Prescriptions written for same	210

Referred to Committee on Hospital.

By the City Sexton:

Total number of deaths	4
White, 8	
Colored, 1	

Referred to Committee on Cemetery.

Engineer Sublette's Report

Mr G. W. Sublette, engineer at the dam made a report which states that work under his supervision is rapidly nearing completion.

John W. Madrox's Report.

By John W. Madrox, Superintendent:

Austin, Texas, May 1, 1895.

W. H. Tobin, Chairman Water and Light Commission:

Dear Sir: In accordance with the resolution adopted by the commission on April 1, I beg leave to submit the following report:

The number of applications for water received to date

including April 30 was 1043
 The number of consumers being supplied
 with water on April 30 was 512.
 The amount received from consumers
 for water during March was \$234.60
 The amount received from consumers for
 water during April was 711.75

Making a total received for water to April 30 \$968.35
 The receipts from water consumers have been daily deposited
 with the city treasurer in accordance with the requirements
 of the ordinance, as shown by the treasurer's receipts.

The number of applications for electric light to April 30
 was 106. Of the 106 applications 54 were for service through
 meters and 52 were for flat rates.

The total amount of bills and accounts approved by the
 commission for putting the plant in operation and for
 operating expenses to April 30 was \$2476.54 of which \$971 was
 paid to plumbers for making service connections.

These accounts were paid out of the \$10000 appropriated by the
 city council for putting the plant in operation, etc.

On March 12, with the consent of the commission, I sold to Mr
 A. V. Dixon the two tapping machines purchased from Mueller
 Manufacturing Company, one wet tapper and one dry tapper
 for \$104.05 that being the actual cost of same, and the amount
 was deposited in the city treasury to the credit of the water
 and light funds and to be returned to the \$10000 appropriation.
 On April 26 I received from Mr Dixon the sum of \$47.80 as the
 difference in the exchange of tapping machines, the commission
 having directed me to exchange the second wet pressure tap-
 ping machine bought by the city for the dry tapper sold to
 Mr Dixon in March and to collect the difference in the cost
 of the same and said \$47.80 was deposited in the treasury
 to be returned to the \$10000 appropriation.

Water service has been made with the hospital, city hall,
 the five fire companies, graded school sixth and seventh
 ward and the South Austin schools, and 11 water troughs.
 The water trough at Messer's store and the one at Bertram's
 old store and at the east Austin school are not near
 the mains and the water trough at the University needs
 a new foundation.

As the temporary capitol gets water for the entire
 building through one service pipe the school in that
 building has not yet been connected with the city's system.

Respectfully Submitted,

Jno W. Mudlan, Supt.

Reports of Commissioners.

Reports made to the council.

Also a resolution for the water and light commission, to whom
 was referred a resolution concerning the contract of Mr C. V.

Dixon with the city, submitted a report thereon which states that all matters between Mr Dixon and the other plumbers in the city have been adjusted. The report was adopted.

Alderman Tobin for the water and Light Commission to whom was referred a petition of citizens of the Tenth ward, requesting the council to extend water mains on East First and Third streets, presented a report thereon which states that an ordinance is now pending which covers the matter. The report was adopted.

Alderman Tobin, for the Water and Light Commission, to whom was referred a communication from Mr E. C. Bartholomew, receiver of the City Water Company and Austin Water, Light and Power company, in regard to the payment by the city of certain accounts for water service, submitted a report which reads as follows:

"Presented at a meeting of the Board of Water and Light Commissioners and on motion was referred back to the city council without action."

No action was taken on the report.

Alderman Tobin, for the water and light commission, to whom was referred a resolution providing that a discount of 10 per cent be allowed all water and light consumers who will pay in advance for their water and light for the year ending November 30th, 1895, presented a report thereon, recommending that the resolution do not pass. The report was adopted.

Alderman Tobin presented the following:

Austin, Tex. May 1st 1895

Hon. City Council: I beg leave to report that the water and light commission March 11, 1895, authorized the superintendent to contract with Gen L. M. Openheimer for renting two rooms on West Eighth street at \$25 per month for the two offices of the water and light commission and superintendent, and the city council is respectfully requested to approve the action of the commission in the matter.

Wm H. Tobin, Chairman.

Alderman Powell moved to refer the report to the committee on Finance and the motion prevailed.

Alderman Linn, for the committee on Finance, to whom was referred an ordinance entitled "An ordinance appropriating the sum of \$6650 for the purpose of paying part of estimate No 7 of material furnished by Howard-Harrison Iron Company to and including April 1st 1895, and authorizing said payment to be made" presented a report thereon, recommending the passage of the same. The report was laid over to come up with the ordinance named therein under the head of confirmed business.

Alderman Linn presented the following report:

To Hon. John McDonald, Mayor of Austin: Sir, Your

Report on Citizens Petition to extend
Water mains

Report on Bartholomew, Rec^d Commu-
nication.

Report favoring a discount of 10%
on advanced payment of rates.

Report on Renting Rooms for
"W. & L." Offices

Report on Appropriating \$6650, to
pay No 7 Estimate to H-H. Iron Co.

Report on conference of City Council
May 24, 1895

Finance Committee, to whom was referred a resolution of Alderman Haynes with reference to fitting up four offices in the first story of the city hall for use of the mayor, city assessor and collector and water and light commissions, have duly considered the same and respectfully submit an ordinance herewith covering the matter, and recommend that the same do pass.

The report was laid aside, to be taken up with the ordinance named therein under the head of new business.

Report, on petition of Y. M. C. A.

Alderman Taylor, for the committee on ordinances, to whom was referred the petition of the Board of Directors of the Young Men's Christian Association and others asking for the repeal of an ordinance entitled "An ordinance providing for the protection of persons attending theaters and other public places of amusements and fixing a penalty for the violation hereof", presented a report thereon which states that they "have given the matter mature consideration and investigation and we are unable to concur in the opinion expressed by petitioners that its enforcement will cause great hardship and serious injury. It will hardly be contended that the enforcement of an ordinance, having for its purpose the protection of life and limb, will work a great hardship and serious injury to persons owning or leasing buildings, room or part of a room wherein any hall or other public amusement is given or held, nor do we believe it will be contended that places of worship, such as the First Baptist Church the Tenth street Methodist church and the Christian church can be properly termed places of 'public amusements' within the meaning of the ordinance. Your committee find that a building affected by the provisions of the ordinance, having a number of windows, may be provided with the necessary fire escapes at a trifling cost, compared with the loss of life and injury that might result in case of fire with no means of escape. In case of the Board of Trade building, the opera house and the Young Men's Christian Association hall two or more fire escapes, to the grounds, properly connected with all the windows by an iron balcony, would conform to the requirements of the ordinance. We therefore return the petition with the recommendation that it be not granted, and further, that section 3 be so amended as to hereafter read as follows:

Section 3. That any person or persons violating any of the provisions of sections 1, 2, and 5a of this ordinance shall on conviction, be fined not less than twenty-five dollars nor more than one hundred dollars.

Alderman Dundee moved that the petition be referred back to the committee on ordinances and that the city engineer be instructed to confer with owners or persons in charge of buildings affected by the ordinance and report the result of such conference to said committee to

the end that a suitable ordinance may be reported by the committee fully covering the subject. Carried.

Unfinished Business.

Ordinance appropriating \$6650
to pay Estimate, No 7, 1895.

An ordinance appropriating the sum of \$6650.00 for the purpose of paying part of estimate No 7 of material furnished by Howard-Harrison Iron Company to and including April 1, 1895 and authorizing said payment to be made, was taken up on its second reading, read and passed under suspension of the rules by the following vote:

Yeas- Aldermen Anderson, Asmann, Fischer, Glass, Glascock, Goeth, Haynes, Hume, Jackson, Lawless, Linn, Mitschke, Platt, Powell, Roberdeau, Schneider, Robin, Townsend, Warmoth; Total 18.

Nays- Aldermen Shelley and Taylor - 2.

Ordinance, amending section 3 of an
ordinance entitled 'An ordinance authorizing the Austin City Cemetery

Association to establish a cemetery in the city of Austin'; passed March 18, 1895," was then taken up on its third reading and read and on motion passed by the following vote:

Yeas- Aldermen Anderson, Asmann, Fischer, Glass, Glascock, Jackson, Lawless, Mitschke, Platt, Powell, Schneider, Shelley, Warmoth - Total 15.

Nays- Aldermen Goeth, Haynes, Hume, Linn, Roberdeau, Taylor, Robin, Townsend - Total 8.

Proposal of Orr, Hill and others
was aside without action.

A proposal from Messrs Jno Orr, Jno W. Hill and others in regard to extension of water main heretofore ^{by the City Council} considered, was taken up and read and laid aside without action.

New Business.

Hewning's Petition.

Alderman Anderson by unanimous consent presented a petition from Mr. C. A. Hewning reciting that in his opinion the valuation of his property in South Austin had been fixed by the Board of Equalization of the city at a figure much too high and proposing to pay the city at once in cash the sum of \$1000.00 in full settlement of all his city taxes not heretofore paid for the years 1891, 1892 and 1893, the total amount yet due for said years being \$1869.24.

Referred to the Committee on Finance.

Proposition of Sureties of the Dam
Railroad Lessees.

A proposition was received from the sureties on the bond of the lessees of the dam railroad offering to pay into the city treasury upon the acceptance of this proposition the sum of \$2500.00 and all costs of suit in full settlement of all liability on said bond.

Alderman Lawless moved that the proposition be accepted, and the motion prevailed.

Alderman Anderson was excused from further attendance on the session of the council.

By Alderman Robin an ordinance appropriating the sum of \$4076.65 for the purpose of paying certain expenses connected with the construction of the Water and

Light system for the city of Austin.

The items are:

H. L. Breneman, final estimate on power house, \$6861.95

H. L. Breneman, final estimate of brick and concrete work and material, \$214.72

H. L. Breneman, extra work done and material furnished \$1001.98

Fort Wayne Electric Company, allowance on construction account, \$1000.00

The ordinance was read the first time and on motion of Alderman Taylor referred to the committee on finances by the following vote:

Yeas- Aldermen Fischer, Glascock, Goeth, Haynes, Hummel, Nitschke, Platt, Roberdeau, Schneider, Shelley, Taylor, Tobin, Warmoth-14.

Nays- Aldermen Glass, Jackson, Lawless, Linn, Powell, Townsend-6.
By Alderman Linn- An ordinance appropriating the sum of \$900 for the purpose of repairing the lower story of the city hall for use of the officers of the city.

\$900.00 City officers.

It was read the first time and then a second time under suspension of the rules. Alderman Tobin then moved to amend the caption and section 1 thereof by striking out \$900 and inserting in lieu thereof \$1500. The amendment was lost by the following vote:

Yeas- Aldermen Fischer, Glass, Nitschke and Tobin-4

Nays- Aldermen Asmann, Glascock, Goeth, Haynes, Hummel, Jackson, Lawless, Linn, Platt, Powell, Roberdeau, Schneider, Shelley, Taylor, Townsend, Warmoth-16

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

Yeas- Aldermen Asmann, Glascock, Goeth, Haynes, Hummel, Jackson, Lawless, Linn, Platt, Powell, Roberdeau, Schneider, Shelley, Taylor, Townsend, Warmoth-16.

Nays- Aldermen Fischer, Glass, Nitschke, Tobin-4.

Contract for water and light with the Deaf and Dumb Institute, submitted.

Alderman Tobin, for the Water and Light Commissioners presented for approval a contract between the city of Austin per John W. Maddox, superintendent water works, electric light and power plant, and A. P. Rose, superintendent, and the Board of Trustees of the Deaf and Dumb asylum, in which the city agrees to supply said asylum with water and 160 16 candle power lights all for the sum of \$1000 per annum, payable monthly, the contract to continue from year to year at same rates until 1899, at the option of the asylum authorities.

Alderman Linn moved that the contract be referred to the committee on ordinances and the city attorney, and the motion prevailed.

Alderman Tobin, for the water and light commissioners presented for approval a contract by and between the International and Great Northern Railroad Company

and the city of Austin wherein the city agrees to furnish the said company with electric lights for its depots, offices and rooms in the city and also water for its tank for locomotives, for passenger and freight depots, section houses, telegraph office and bridge watchman's house all for the sum of \$192 per annum, payable monthly, the contract to run for two years, with a privilege of two more years.

Alderman Platt moved that the contract be referred to the committee on ordinances and the city attorney.

Alderman Taylor moved as a substitute that the contract be approved and confirmed and that the mayor be authorized to sign the same for the city of Austin. Carried.

The mayor stated that he desired to be relieved from serving on the water and light commission, as he was at times placed in an undesirable position, thereby being compelled in the one instance to act as a member of the commission and in another as mayor to review or pass upon their acts.

Alderman Goeth moved that the committee on ordinances be instructed to prepare an ordinance amending the ordinance creating the water and light commission so that the commission will be composed entirely of aldermen.

Alderman Taylor moved to lay the motion on the table, and it was so ordered by the following vote:

Yeas- Aldermen Hermann, Fischer, Glass, Haynes, Hume, Jackson, Lawless, Linn, Mitschke, Platt, Powell, Roberdeau, Schneider, Shelley, Townsend, Warmoth-16

Nays- Aldermen Glascock, Goeth, Taylor, Robin-4

Alderman Lawless was excused from further attendance on the session of the council.

By Alderman Linn- A resolution providing that the mayor and finance committee be authorized and directed to exchange at par and accrued interest \$28,500 of the "Austin City Funding Bonds" and take up and cancel the \$28,500 of 10 per cent bonds now held and owned by the water and light sinking fund. And, further, that the mayor and finance committee of the city of Austin be authorized to exchange at par and accrued interest \$44,000 of "Austin City Funding Bonds" for \$44,000 of the city of Austin 10 per cent bonds now outstanding or to sell \$44,000 of Austin city funding bonds at not less than par and interest and to devote the proceeds thereof to taking up, paying off and discharging said outstanding \$44,000 city of Austin 10 percent bonds; and that said mayor and finance committee make due report to the city council of their action in the premises.

Alderman Shelley moved the adoption of the resolution and the motion prevailed.

By Alderman Linn- Resolved- That the City Treasurer be and he is hereby directed to transfer from the

Mayor asks to be relieved from service on
W & L. Commission.

Resolution, providing for the Exchange
of \$28,500 Austin City Funding Bonds
for 10 per cent.

water and light to the General fund the sum of \$5000. The transfer hereby authorized and directed to be transferred is to reimburse in part the General fund in amount here to face transferred to water and light fund from the General funds. Adopted.

Ord. Appropriat. \$1700.00 to pay
Approved accts.

By Alderman Linn An ordinance appropriating the sum of \$11,000.00 for the purpose of paying approved accounts. It was passed under suspension of the rules by the following vote:

Yeas - Aldermen Hermann, Fischer, Glass, Glascock, Gaeth, Haynes, Hume, Jackson, Linn, Nitschke, Plutt, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend, Warmoth 19

Ord. Appropriat. \$400 to pay street and
Sanitary laborers.

By Alderman Jackson An ordinance appropriating the sum of \$400 for the purpose of paying extra street and sanitary laborers. It was read first time and then a second time under suspension of the rules.

Alderman Powell moved to amend the ordinance by striking out "\$400" and inserting in lieu thereof \$500.

Alderman Gaeth moved to lay the amendment on the table, and the motion was lost by a vote of 8 to 11.

The amendment made by Alderman Powell was then lost, and the ordinance passed under suspension of the rules by the following vote:

Yeas - Aldermen Asmann, Fischer, Glass, Gaeth, Haynes, Hume, Jackson, Linn, Nitschke, Plutt, Powell, Schneider, Shelley, Taylor, Tobin, Townsend, Warmoth 17.

Nays - Aldermen Glascock, Roberdeau 2.

Turnsters and laborers at Dam ordered
to be paid.

Pay roll of turnsters and laborers at dam for week ending Saturday, May 11, 1895, was on motion of Alderman Roberdeau, ordered paid.

Report, on Ordinance authorizing
Citizens to lay pipes at their own
expense, etc.

By Alderman Taylor A report from the committee on ordinances to whom was referred an ordinance entitled "an ordinance authorizing citizens of the city of Austin at their own expense to lay pipes in the streets of the city for the purpose of connecting with the water system of the city" which states that they beg leave to return said ordinance and recommend the adoption of the attached substitute in lieu thereof. No action was taken on the report. The substitute referred to was then read.

It is entitled "an ordinance authorizing citizens of the city of Austin at their own expense to lay pipes in the streets of the city for the purpose of connecting their premises with the water system of the city". It was read the first time and then a second time under suspension of the rules.

Alderman Powell moved to amend section 3 thereof by striking out the words "parties who paid for the same," and inserting in lieu thereof the words "superintendent of the water and light system and the payment of their

pro rata of the cost of the pipe already laid.

A motion was then made that the council do now stand adjourned, which was lost by a rising vote of 8 to 11. Alderman Henn was excused from further attendance on the session.

The question being the amendment offered by Alderman Powell, it was put and carried.

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

Yeas - Aldermen Assmann, Fischer, Glass, Huscock, Loebe, Maynes, Henn, Jackson, Kitchie, Platt, Powell, Roberdeau, Schneider, Shellen, Topham, Tobin, Townsend, Warmoth - 18.

The ordinance provides that citizens of Austin may lay water mains, under the supervision of the superintendent of the water and light system, for the purpose of connecting their premises with the city's water mains and that the actual cost of all pipe laid under the provisions of the ordinance shall be filed with the superintendent of water and light system as soon as such work is completed. Provided that the cost of labor and pipe shall be appraised by the water and light commission, and no connection shall be allowed unless the cost of the same shall not exceed the amount which it would cost the city to do the work, and the city shall have the right at any time to purchase all pipe laid at its actual cost, from which shall be deducted any and all sums paid by citizens who have paid the owners for the privilege of connecting therewith.

All persons who avail themselves of the privilege of laying pipes or connecting therewith, shall pay to the city the regular prices charged by it to water takers.

The Mayor laid before the council the following:
Austin, Tex, May 6.

Hon John Mc Donald, Mayor of the City of Austin, Austin, Texas:

Dear Sir: We understand that the water and light sinking fund of the city of Austin is the owner of twenty-eight thousand five hundred (\$28,500.00) dollars of "Austin City Funding Bonds" bearing six per cent per annum interest.

That being the case, we hereby make you the following proposition:

We will deliver the city thirty thousand (\$30,000.00) dollars of Austin waterworks and electric light bonds in exchange for the twenty-eight thousand five hundred (\$28,500.00) dollars of "Austin City Funding Bonds", thereby netting the city a profit of fifteen hundred (\$1,500.00) dollars and enabling her, if the council sees fit, to immediately cancel said thirty thousand (\$30,000.00) dollars of waterworks and electric light bonds, thus reducing the bonded indebtedness of the city by the latter named sum.

Raymond & Co's Proposition in
regards to the Exchange of Bonds.

Please let us know at once whether the council desires to make this exchange, otherwise we will dispose of the bonds elsewhere.

Yours Truly

Jos H. Raymond & Co.

Referred to the committee on Finance.

Alderman Nilschke moved that the council now stand adjourned until Friday night, May 10th 1895, at 8.30 o'clock, at which time the question of issuing additional water and light bonds shall be considered by the council. Carried.

Milton Morris,

City Clerk

Minutes of An Adjourned Regular Meeting of the City Council.

Austin, Texas, May 10, 1895.

Now Henry A. Linn, president of the Board of Aldermen, presiding.
Roll call.

Present- Aldermen Anderson, Fischer, Glass, Glascock, Goeth, Haynes, Jackson, Linn, Powell, Schneider, Shelley, Taylor, Tobin, Townsend- 14.

Absent- Aldermen Asmann, Hume, Lawless, Nitschke, Platt, Redd, Roberdeau, Warmoth- 8.

Alderman Schneider moved a call of the council and the motion was adopted.

Alderman Jackson moved that the council take a recess of ten minutes and the motion prevailed.

After expiration of recess the roll was again called resulting as follows:
Present- Aldermen Anderson, Fischer, Glass, Glascock, Goeth, Haynes, Jackson, Linn, Platt, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend- 16.

Absent- Aldermen Asmann, Hume, Lawless, Nitschke, Redd, Warmoth- 6

Alderman Anderson moved that the council take a recess of ten minutes and the motion prevailed.

After expiration of recess the roll was called a third time and showed the following result:

Present- Aldermen Anderson, Fischer, Glass, Glascock, Goeth, Haynes, Jackson, Linn, Platt, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend- 16

Absent- Aldermen Asmann, Hume, Lawless, Nitschke, Redd, Warmoth- 6

Alderman Glascock moved that the council take a further recess of ten minutes, and the motion was adopted.

Recess having expired the roll was called a fourth time resulting as follows:

Present- Aldermen Anderson, Fischer, Glass, Glascock, Goeth, Haynes, Jackson, Linn, Platt, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend, Warmoth- 17.

Absent- Aldermen Asmann, Hume, Lawless, Nitschke, Redd- 5.

On motion of Alderman Powell the call of the council was suspended.

Alderman Fischer moved that the reading of the minutes of the meeting of the city council held May 6th 1895, be dispensed with and that they be adopted as printed.

Alderman Taylor requested that the minutes be changed by recording his vote on the affirmative on the motion to lay on the table the motion made by Alderman Goeth, on striking the verbal part of the motion he proposed, on the ground of considering the motion as a matter of order and legal consequence so that the commission

Chas. Taylor wants for correction
of minutes as to vote, etc.

will be composed entirely of members. There being no objection the change was made and the minutes were adopted as changed.

Reports of City Officers.

Alderman Tobin presented the following:

Austin, Tex., May 10, 1895.

W. H. Tobin, Chairman Water and Light Commission:

Report of W & L. Com. on Water applications being retarded by distance of mains and expense of connections thereto.

Dear Sir. Through the water and light commission I desire to call the attention of the city council to the fact that of the 1108 applications for water, 186 are not near the mains and can not get service without considerable expense, and owing to the fact that so many others are not near the mains and to the great reduction in the rates of the old water company the applications have greatly fallen off, there having been only 63 applications for water made since the morning of the 1st inst. Respectfully submitted

John W. Muddox,

Superintendent.

The report was received and ordered filed.

Alderman Tobin presented the following:

Austin, Tex., May 10, 1895.

Report, in regard to supplying Asylum with Water and Light.

W. H. Tobin, Chairman Water and Light Commission:

Dear Sir. Through the water and light commission, I desire to submit to the city council the following communication for such action as may be deemed proper. The asylum is ready to accept and act when the council approves, and there will be other consumers along the line.

Respectfully submitted

John W. Muddox, Superintendent.

Austin, Tex., May 7, 1895.

W. H. Holland Esq., Superintendent:

Dear Sir. The cost of material to construct a wire main to your institution will be \$800 and your rate for 50 16. candle power lights, 9 o'clock service, will be \$10.30 per month. If you will advance the \$800 to pay for the material, I will recommend that the city construct the line and give you service rates to be credited monthly until you are reimbursed without interest.

The water and light commission and the city council will have to approve this proposition before the city is bound.

Respectfully,

John W. Muddox, Superintendent.

Alderman Taylor moved that the recommendations be approved and that the superintendent be requested to enter into contract in accordance therewith with an amendment that the line be carried by the city only to the city limits.

Alderman Glasgow moved to lay the motion on the table. Aye. Yeas. Aldermen Glass, Glasgow, Haynes, Linn, Nutt,

Roberdeau, Townsend, Warrick - 8.

Nays - Aldermen Anderson, Fischer, Gaeth, Jackson, Powell, Schneider, Shelley, Taylor, Tobin - 9.

Alderman Anderson then moved to refer the proposition to the water and light commissioners and the motion prevailed.

Reports of Committees.

Report of Finance Committee

Alderman Gaeth, for the committee on finance, presented the following report:

"Austin, Tex, May 10, 1895.

To the Honorable the City Council of the City of Austin Texas:

The undersigned committee, to whom was referred the matter of exchanging the \$28500.00 of "Austin City Funding Bonds" for \$28500.00 of 10 per cent bonds heretofore issued by the city of Austin, and purchased out of the Austin Waterworks and electric light sinking fund, beg leave to report that the exchange of bonds has been made as follows:

57 bonds, \$500.00 each, numbered 1 to 57, both numbers inclusive of "Austin City Funding Bonds," dated April 1, 1895, have been delivered to J. B. Myrick, treasurer of the city of Austin, Texas, and in lieu thereof the said treasurer has delivered to your committee 57 10 per cent bonds issued by the city of Austin during the year 1874, which said 57 bonds are hereby delivered with this report with the recommendation that they here now be destroyed in the presence of the council and that proper record be made of the number, date and amount of each bond.

The said bonds herewith delivered are numbered and dated as follows, viz:

Nos 1 to 40 both numbers inclusive, dated April 1, 1874

\$500.00 each \$20000.00

Nos 41 to 46, both numbers inclusive, dated

June 1, 1874, \$500.00 each 30000.00

Nos 47 to 52, both numbers inclusive, dated

July 1, 1874, \$500.00 each 30000.00

Nos. 56, 61, 67, 68 and 69 dated January 1, 1874

\$500.00 each 25000.00

Total amount of 10 per cent bonds received from the city treasurer for cancellation by the council

28500.00

Total amount of funding bonds delivered to city treasurer

28500.00

The council also referred to the undersigned committee certain bills and estimates connected with the construction of the water and light system of the city of Austin, which said bills aggregate the sum of \$9078.05, all of which were approved by the board of public works on last Monday. We have carefully examined same and recommend their payment.

There was also referred to your undersigned committee, the proposition of Jas H. Raymond & Co, dated May 6 1895 in which said Raymond & Co, offered to deliver to the city \$30000.00 of Austin waterworks and electric light 5 per cent gold bonds in exchange for the \$28,500.00 of funding bonds now in the hands of said city treasurer. We recommend that this exchange be made.

We further recommend that an appropriation out of the waterworks and electric light sinking fund of \$19000.00 be made for the purpose of purchasing, at 95 cents flat, from the said Jas H. Raymond & Co or any other person, \$20,000.00 additional waterworks and electric light gold bonds. Thus placing in the hands of the city treasurer \$49,000.00 of said waterworks and electric light bonds, at a net profit to the city of \$2500.00.

If your honorable body sees fit to order this exchange and purchase, we then recommend that the said \$50,000.00 of waterworks and electric light bonds be at once cancelled, thereby reducing that particular debt of the city from \$140,000.00 to \$135,000.00.

We beg further to state that we are progressing with sale or exchange of the remaining \$44,000.00 of "Austin City Funding Bonds" designed for taking up and cancelling the remaining outstanding \$44,000.00 of city of Austin 10 per cent bonds.

Respectfully submitted,

H. C. Goeth,

Henry A. Linn

Thos F. Taylor.

The report was adopted.

Alderman Goeth then moved that a committee of three be appointed to examine and destroy in the presence of the city council the \$28,500 bonds received by the committee on finance from the city treasurer for cancellation. The motion was adopted and the chair appointed Aldermen Glass, Haynes and Schneider as the committee. On motion the council took a recess of 10 minutes.

After the expiration of recess, the council being called to order, Alderman Glass presented the following report:

To Hon H. A. Linn, Acting Mayor and City Council:

Gentlemen: Your incendiary committee appointed to examine and burn the 57 10 per cent \$500 bonds beg leave to report that they found the same correct as reported by the finance committee and that the same have been burned.

W. W. Glass, Chairman.

The report was adopted.

Alderman Goeth, for the committee on finance, to whom was referred the report of the chairman of the water and light commission

Committee to examine and destroy
the Cancelled Bonds

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in regard to renting offices from Gen L. M. Openheimer for the use of said commission and the superintendent of the water and light system, presented a report thereon which states that the committee have considered the same and beg to refer it back to the city council with the recommendation "that it be filed, the city council having provided by ordinance for the matters referred to therein".

The report was adopted.

Alderman Goeth, for the committee on finance, presented the following report:

Hon. John McDonald, Mayor of the City of Austin:

Report of Com. in regard to the extension of the bonded indebtedness, etc.

Sir: The undersigned members of your finance committee, to whom was referred an ordinance providing for an election in regard to the extension of the bonded indebtedness of the city of Austin, have carefully considered the matter and as we deem it inadvisable to submit the question to a vote of the people at this time we return the ordinance herewith and ask that this committee be discharged from further consideration of the subject.

Respectfully submitted,

H. A. Linn

A. C. Goeth

I do not concur in the above and foregoing and recommend the passage of the ordinance with the following amendment: "In lines 13 and 14 strike out two hundred thousand dollars and insert in lieu thereof one hundred thousand dollars."

Respectfully

Thos. F. Taylor.

Alderman Lawless entered the council chamber and answered to his name.

Alderman Fischer moved to substitute the minority report for the majority report and the motion was adopted by the following votes:

Ayes. Aldermen Anderson, Fischer, Glass, Haynes, Jackson, Lawless, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend - 13

Nays. Aldermen Glascock, Goeth, Linn, Platt, Warmoth - 5.

The minority report was then adopted.

Comm. Reports favoring the exclusive right of Y.M.C.A. to Humphill Square for 12 mos. on conditions.

Alderman Glascock, for the committee on parks, reported verbally that the fence around Humphill square is out of repair and moved that the Young Men's Christian Association be given exclusive right to use the square for 12 months, conditioned that the association will repair the fence surrounding same within a reasonable time and keep it in good repair during the year. Carried.

Unfinished Business.

Ord. calling for new hardware on the question of increasing the bonded indebtedness of the city.

An ordinance entitled "An ordinance ordering an election to obtain consent of the properly qualifying qualified voters of the city of Austin, to the extension by the

city council of the bonded indebtedness of the city of Austin, in the sum of two hundred thousand dollars, for the purpose of completing the system of water works now in course of construction and furnishing lights for the city of Austin" was taken up on its second reading and read.

Alderman Fischer then moved to amend the caption and section one of the ordinance by striking out \$200,000.00 and inserting in lieu thereof \$125,000.00.

Alderman Shelley was called to the chair.

Alderman Taylor moved that the superintendent of the water and light system be requested to address the council in regard to the amount of material and the cost of same that will probably be required to complete the system. The motion was adopted and Mr Maddox came forward and referred the council to his report heretofore made as furnishing the information desired.

Now Henry A Linn, president of the board of Aldermen, in the chair.

Alderman Taylor moved to amend the pending amendment by striking out \$125,000.00, and inserting in lieu thereof \$100,000.00. Lost. Yeas- Aldermen Goeth, Platt, Taylor-3.

Nays- Aldermen Anderson, Fischer, Glass, Glascock, Haynes, Jackson, Lawless, Linn, Powell, Roberdeau, Schneider, Shelley, Tobin, Townsend, Wammoth-15.

The motion made by Alderman Fischer was then adopted by the following vote:

Yeas- Aldermen Anderson, Fischer, Glass, Jackson, Platt, Powell, Roberdeau, Shelley, Taylor, Tobin, Townsend-11.

Nays- Aldermen Glascock, Goeth, Haynes, Lawless, Linn, Schneider Wammoth-7.

Alderman Glass then moved to suspend the rules and place the ordinance on its third reading. Lost,

Yeas- Aldermen Anderson, Fischer, Glass, Haynes, Jackson, Powell, Roberdeau, Schneider, Shelley, Taylor, Tobin, Townsend-12.

Nays- Aldermen Glascock, Goeth, Lawless, Linn, Platt, Wammoth-6.

Alderman Tobin moved that the council stand adjourned until tomorrow at 5 o'clock p.m.

Alderman Taylor moved to amend the motion by striking out "tomorrow" and inserting in lieu thereof "Monday". Accepted. The motion was then lost by a rising vote of 6 to 11.

Alderman Glascock moved that the council stand adjourned until Saturday night at 8.30 o'clock. Lost,

Alderman Lawless moved that the council stand adjourned. Lost. Alderman Anderson moved that the council stand adjourned until tomorrow at 5 o'clock p.m. Lost,

Alderman Townsend moved that the council stand adjourned until Monday night at 8.30 o'clock.

Alderman Glascock moved to amend the motion by striking out "Monday" and inserting in lieu thereof "Tuesday". The amendment was accepted and the motion as amended adopted.

Milton Morris,
City Clerk.