

Minutes of a Regular Meeting of the City Council
Austin, Texas March 7th 1898.

Hon. John D. McCall, Mayor, presiding.
Roll called.

Present: Aldermen Beatty, Haynes, Horton, John Maddox, Mc Lamore,
Morris, Platt, Powell, Probst and Rosengren, Shelby, Stumpf, Townsend,
and Zeller.

Absent Aldermen: Belton, Fischer, Miller, Tutschke, Ored and Taylor.
On motion, the minutes were approved as printed without reading.
Petitions, etc.

Minutes adopted as printed

Det. of S. Mueller asking for remission of taxes

The Mayor laid before the Council the petition of Mrs. Louisa Mueller, asking remission of taxes. Read and referred to the Claims and Accounts Committee.

Aldermen Proctor, Fischer, Miller, Ored and Taylor entered the Council Chamber.

Det. of W.H. Dore to erect a tent & barbecue on vacant lot on Congress Avenue

By Alderman Powell. Petition of W.H. Dore to erect a tent and barbecue on vacant lot on Congress Avenue.

The petition was read, and on motion permission granted.

Alderman Tutschke entered the Council Chamber.

City Officer's Report

Reports of City Officers.
The Chair laid before the Council the reports of the City Officers for the month of February 1898.

The report of the City Treasurer was read, and referred to the Finance Committee, and on motion, the reports of the other Officers were referred to their appropriate committees without reading.

City Treasurer

The following is a synopsis of the reports:
By the City Treasurer.

Account of General Funds.

Balance on hand February 7th 1898.

\$ 3,918.47

Receipts to March 7th 1898

8,683.85

Account of Interest and Sinking Fund, Bonds issued prior to May 1st 1890.

Balance on hand February 7th 1898

3,160.75

Receipts to March 7th 1898

964.30

\$ 16,727.37

Disbursements.

Paid Warrants February 7th to March 7th 1898

\$ 656.34

\$ 17,071.03

Balance March 7th 1898.

Account General Fund Tax. of 1897.

\$ 6,705.46

" " " " " 1896

1,740.57

" Interest Sinking Fund Old Bonds

4,175.05

\$ 12,071.03

Account Sinking & Sinking Fund Water Light Board

Balance on hand February 7th 1898

\$ 3,711.75

Account of Sinking Fund

4,000.00

Receipts - February 7th to March 7th 1898

\$ 20,406.37

Balances March 7th 1898
 Account of Interest Fund \$ 8,415.32
 " " Sinking 20,000.00 \$ 28,415.32
 Account of Earnings Fund
 Balance on hand February 1st 1898 \$ 6,615.03
 Receipts from Superintendent during February 6181.34
 \$ 12,826.16
 Paid Warrants during February 1898 \$ 7227.48
 Balance on hand March 1st " 5598.98 \$ 12,826.46

Assessor & Collector

Referred to Finance Committee
 By the Assessor & Collector:

To Collections as follows:
 General Revenue \$ 8,682.85
 Interest & Sinking Fund, Water & Light Bonds 7,692.07
 " " " Old Bonds 964.30
 School Taxes 3872.26
 Total Collections \$ 21,213.48

City Clerk

Referred to Finance Committee
 By the City Clerk:

Total amount of Warrants drawn against the General Fund during the month of February 1898 \$ 5,235.79

City Marshal

Referred to Finance Committee
 By the City Marshal:

Total amount of fines assessed in Recorder's Court, for the month of February 1898 \$ 440.00
 Paid in Cash \$ 68.00
 Worked out 245.00
 Escaped 75.00
 Carried forward 57.00 \$ 440.00
 Collected on back fines 12.50
 Pound fees 35.25

City Physician

Referred to Police Committee
 By the City Physician:

Number of Patients in Hospital February 1st 1898 17
 " " " admitted during " 12
 " " " dismissed " " 15
 " " " died 2
 " " " remaining March 1st 12
 " " Visits to Pauper's during February 1898 86
 " " Prescriptions to " " 232

City Doctor

Referred to Hospital Committee
 By the City Doctor:

Total number of deaths during the month 8
 White 8
 Mexican 1

Female 3
Stillborn 1

Referred to Cemetery Committee
Reports of Standing Committees

Claims & Acc'ts Com on part of
H. Davis

Alderman Platt, for the Claims and Accounts Committee, to whom was referred the petition of H. Davis for damages to his house, presented a report, stating that the City is not responsible for the damages, and recommended that the petition be not granted. The report of the Committee was adopted.

Alderman Dealy moved that the Council do now adjourn, which motion was lost by the following vote:

Ayes Aldermen Dealy and Maddox 2.
Nays Aldermen Crooker, Fischer, Haynes, Horton, Kuhn, McLenore, Miller, Morris, Nitschke, Platt, Powell, Redd, Robertshaw, Rosengren, Shelley, Stumpf, Taylor, Townsend and Zilker 19.

Unfinished Business

Ord. appropriating \$0. to pay
salaries of 2 Drivers Street Teams

The Mayor laid before the Council an ordinance appropriating the sum of \$80. to pay salaries of two drivers of Street Teams for the month of January 1898.

The ordinance was read a third time, and on motion was laid on the table, subject to call, by the following vote:

Ayes Aldermen Crooker, Fischer, Kuhn, Platt, Powell, Redd, Robertshaw, Rosengren, Shelley, Zilker and the Mayor 11.
Nays Aldermen Dealy, Haynes, Horton, Maddox, McLenore, Miller, Nitschke, Stumpf, Taylor and Townsend 10.

Alderman Dealy entered the Council Chamber.

Ord. appropriating \$100. to pay
for Repairs to Protection Fire Hall

The Mayor laid before the Council an ordinance appropriating the sum of \$100. to pay for repairs on Protection Fire Company's Hall. On motion, the ordinance was laid on the table, subject to call.

City Atty's report on part of
Scottish Am. Mortg Co's report
Claims & Acc'ts Com on same

The City Attorney, to whom was referred the petition of the Scottish Mortgage and Investment Company and the report of the Claims and Accounts Committee on the same, presented a report stating that the Council had the authority to adjust and settle the claim if they saw fit. On motion the report of the Claims and Accounts Committee, recommending that the petition be not granted, was adopted by the following vote:

Ayes Aldermen Dealy, Crooker, Haynes, Horton, Kuhn, McLenore, Miller, Morris, Nitschke, Platt, Robertshaw, Stumpf, Townsend and Zilker 14.
Nays Aldermen Dealy, Fischer, Maddox, Powell, Redd, Rosengren, Shelley, and Taylor 8.

New Business

Ord. appropriating \$10,181.53 to
pay for installment of judgment
in case of E. C. Bartholomew vs. City of
Cincinnati

By Alderman Morris. An ordinance appropriating the sum of \$10,181.53 to pay the first installment of a judgment recovered in the United States Circuit Court by E. C. Bartholomew vs. the City of Cincinnati.

The ordinance was read a second time and on motion was laid on the table, subject to call.

to a special committee of three, to be appointed by the Mayor, which motion was lost by the following vote:

Yeas Aldermen Beatty, Haynes, Horton, Maddox, Robertson, Taylor & Townsend 7
Nays Aldermen Belvin, Crooker, Fischer, Kuhn, Mc Lemore, Miller, Morris, Nitschke, Platt, Powell, Pradd, Rosengren, Shelley, Stumpf and Zilker 15

The vote was then taken on the motion of Alderman Crooker to suspend the rule and place the ordinance on its second reading, and it was so ordered by the following vote:

Yeas Aldermen Belvin, Crooker, Fischer, Haynes, Horton, Kuhn, Mc Lemore, Miller, Morris, Nitschke, Platt, Powell, Pradd, Robertson, Rosengren, Shelley, Stumpf, Townsend and Zilker 10.

Nays Aldermen Beatty, Maddox and Taylor 3.

The ordinance was read second time, and a motion made to suspend the rule and place the ordinance on its third reading, which motion prevailed by the following vote:

Yeas Aldermen Belvin, Crooker, Fischer, Kuhn, Mc Lemore, Morris, Nitschke, Platt, Powell, Pradd, Robertson, Rosengren, Shelley, Stumpf and Zilker 15

Nays Aldermen Beatty, Haynes, Horton, Maddox, Miller, Taylor & Townsend 7
Alderman Zilker moved that further consideration of the ordinance be postponed until Tuesday evening, March 8th, at 8 o'clock, which motion prevailed by the following vote:

Yeas Aldermen Beatty, Haynes, Horton, Kuhn, Maddox, Miller, Pradd, Robertson, Stumpf, Taylor, Townsend and Zilker 12.

Nays Aldermen Belvin, Crooker, Fischer, Mc Lemore, Morris, Nitschke, Platt, Powell, Rosengren and Shelley 10.

By Alderman Platt An ordinance appropriating the sum of \$10,000 out of the Water Works sinking fund to pay the first installment due by the City of Austin on judgment in favor of E. C. Bartholomew, Receiver, etc. The ordinance was read first time and laid over until Tuesday evening March 8th 1898.

By Alderman Morris. An ordinance appropriating that part of the General Revenue taxes levied for the year A. D. 1898 and on account of General Revenues of the present fiscal year to provide for the payment of the second installment of the judgment recovered against the City of Austin by E. C. Bartholomew, Receiver, in the United States Circuit Court for the Western District of Texas on the 11th day of March A. D. 1896. Read and on motion laid over until Tuesday evening.

By Alderman Morris. An ordinance repealing an ordinance, entitled An ordinance appropriating the sum of \$2648. to pay salaries of Aldermen, from December 1st 1897, to November 30th 1898. Read and laid over until March 8th 1898.

A communication from the City Attorney, in regard to bills of cost in the District Court, was read, and on motion was referred to the Ordinance Committee

By Alderman Mc Lemore. An ordinance granting to the Lone Star Gas Company, the Austin Gas Light and Coal Company and Heidemans Co. the right to build, maintain and operate a division of the road over certain streets of the City.

Ord. Appropriating \$10,000 out of the Water Works sinking fund to pay the first installment of judgment favor E. C. Bartholomew, Receiver, etc. to the City.

Ord. appropriating that part of the General Revenue taxes levied for year 1898, to provide for payment of the second installment of judgment favor E. C. Bartholomew, Receiver, etc. to the City.

Ord. repealing an Ord. passed Dec. 10 1897 to pay salaries of Aldermen from Dec. 1, 97 to Nov. 30, 98.

Communication from the City Attorney, in regard to bills of cost in the District Court.

Ord. granting to the Lone Star Gas Co., the Austin Gas Light and Coal Co. and Heidemans Co. the right to build, maintain and operate a division of the road over certain streets of the City.

The ordinance was read first time, and on motion referred to the ordinance Committee.

Act. of W. S. for Corwin, asking permission to use 1/2 of City team.

Alderman Dittmer, by permission, presented a petition from A. S. and Corwin, asking for the use of two of the City teams, with certain tools to open up street recently, deeded to the City by John W. Maddox and wife, the petitioners to furnish and pay for drivers and labor. On motion the petition was granted.

Act. of S. C. Loew asking for remission of part of fine assessed against Sidney Loew in Recorder's Ct.

Said Mayor laid before the Council a petition from S. C. Loew, asking remission of a part of the fine assessed in the Recorder's Court against Sidney Loew.

Said petition was recommended by the Recorder and the Mayor, and on motion the petition was granted.

Adjourned until Tuesday March 8th 1898 at 8. 1/2 m.

Alderman Taylor moved that when the Council adjourn, it adjourn until 8 o'clock p.m., Tuesday, March 8th 1898, which motion prevailed. On motion of Alderman Belvin the Council adjourned until 8 o'clock p.m., March 8th 1898.

J. W. Johnson
City Clerk.

Minutes of an adjourned Regular Meeting of the City Council.
Austin, Texas. March 8th 1898.

The Council was called to order by his Honor, the Mayor.
Roll called.

Present. Aldermen Bealy, Crocker, Haynes, Horton, Kuhn, Maddox, Morris, Platt, Powell, Rosengren, Shelley, Stumpf, Taylor, and Townsend 14.
Absent. Aldermen Delvin, Fischer, McLenore, Miller, Mitschke, Pead, Robertson and Zilker. 8.

Call of Council ordered.

Alderman Crocker moved a call of the Council, which was seconded.
Roll called.

Absent. Aldermen Delvin, Fischer, McLenore, Miller, Mitschke, Pead, Robertson and Zilker. 8.

The Marshal was directed to bring in the absentees.

Ex-Mayor Hancock invited to address meeting.

Upon motion of Alderman Maddox, ex-Mayor Hancock, who was present was invited to address the Council upon the matter of the settlement of the judgment of E. C. Bartholomew, Receiver, against the City.

Ex-Alderman Linn invited to address meeting.

Mr. Hancock addressed the Council, after which ex-Alderman Linn, by invitation, addressed the Council on the same subject.

Aldermen Delvin, Miller, Pead, Robertson and Zilker entered the Council Chamber.

Aldermen Fischer & McLenore excused.

Alderman Robertson moved to excuse Aldermen Fischer & McLenore, which motion prevailed by the following vote.

Yeas, Aldermen Bealy, Delvin, Crocker, Haynes, Kuhn, Miller, Morris, Platt, Powell, Pead, Robertson, Rosengren, Shelley, Stumpf, Taylor, Townsend and Zilker 17.

Nays, Aldermen Horton and Maddox 2.

Call of Council suspended.

Alderman Morris moved to suspend the call of the Council, which motion prevailed.

Alderman Maddox moved that the pending business be suspended for the present. Adopted.

Budget for Fiscal year ending Nov. 30 1898 adopted July 23rd 1898. Amended.

Alderman Morris moved that the budget adopted by the Council on the 23rd day of February, 1898, be amended by adding to it the following:

"To pay the first installment and interest due on same upon the judgment recovered against the City of Austin by E. C. Bartholomew, Receiver, etc." which motion prevailed.

Special Com. appointed to prepare substitute for Ord. now pending.

On motion of Alderman Powell, Aldermen Morris, Maddox, Platt and Taylor, together with the City Attorney, and the Mayor, were appointed a committee to prepare a substitute to the ordinance under consideration to meet the views of a majority of the Council present.

On motion of Alderman Delvin, the Council took a recess of ten minutes to allow the committee to prepare and present their report.

After the recess, the Council was called to order.

Board took without objection. Ordinance was read and adopted. The Ordinance was read and adopted. The Ordinance was read and adopted.

Alderman Morris, for the special committee, presented a substitute for the ordinance under consideration, being an ordinance appropriating the sum of \$11,000. to pay the first installment and interest on the judgment recovered by E. C. Bartholomew Receiver, against the City of Austin.

Alderman Maddox moved to adopt the ordinance, which motion prevailed.

Ord. passed.

The ordinance was then read third time and passed by the following vote:
 Yeas. Aldermen Beatty, Belvin, Crocker, Haynes, Horton, Kuhn, Maddox, Miller,
 Morris, Platt, Powell, Read, Robertson, Cosington, Shelley, Stumpf, Taylor,
 Townsend and 2 others 14.

Nays. None.

On motion the Council adjourned.

Geo. C. Johnson
 City Clerk.