

Minutes of a Regular Meeting of the City Council.
Austin, Texas, November 4th 1898.

Hon. Jas. D. McCall Mayor presiding.
Roll called.

Present Aldermen Bealy, Belvin, Crooker, Haynes, Norton, Kuhn, Maddox, Mc Lemoore,
Morris, Nitschke, Pratt, Powell, Rosenzweig, Shelly, Stumpf, Townsend & Ziller 17.
Absent Aldermen Fisher, Miller, Redd, Roberson, and Taylor.

Minutes approved On motion of Alderman Nitschke the minutes were approved as recorded without reading.

Petitions, Memorials, etc.

Set. of Tom McInnis. By Alderman Townsend Petition of Tom. McInnis, asking the Council to pay him for pay for hog which was impounded and found dead in the pound. Read and referred to the Claims and Accounts Committee.

Citizens Set. etc. By Alderman Crooker. Petition of Citizens asking that a road be opened between that road be opened the main entrance to the Drill grounds and the Colored Asylum near Drill grounds. Read and referred to the Street Committee.

Communication from The Mayor laid before the Council, a communication from P. P. Klein, President of St. Edward's College, asking that Congress Avenue south of the Bridge be repaired. Read, and referred to the Street Committee.

Set. of Citizens of Wheatsville. By Alderman Crooker. Petition of Citizens of Wheatsville, asking for an Electric Light, near New Hope Church. Read and referred to the Water & Light Committee. Aldermen Miller and Redd entered the Council Chamber.

Reports of City Officers.

City Officers Reports The reports of the City Officers for the month of October 1898, were laid before the Council.

On motion the reports were referred to their appropriate Committees without reading, except the reports of the Assessor & Collector, and the Treasurer which were read.

The following is a synopsis of the reports.

By the Assessor & Collector.

To collections as follows:

Account of General Fund

" " Interest and Diving Fund Water & Light Bonds.

" " " " Old Bonds

" " School Tax

Total Collections.

\$ 6334.57
2767.59
264.94
<u>1212.08</u>
\$ 10579.18

Referred to Finance Committee.

By the City Treasurer.

General Fund. Bal. on hand Oct. 3rd 1898

\$ 11918.71

6778.60

2323.19

2905.60

911.28

194.50

2644.44

\$ 75796.87

Receipts during the Month from Old Valorum Tax

" " " License Tax.

" " " Miscellaneous Collections

" " Fines in Recorder's Court

" " Int. Diving Fund Old Bonds

Disbursements:

For. Nov. 1st to Nov. 3rd 1898

\$ 4836.40

Bal. over Account of General Fund

13416.88

City Treasurer. Balance Account of Interests Diving Fund Old Bonds.	\$ 17043.54	\$ 25,296.82
Interest's Diving Fund Water & Light Bonds.		
Balance on hand Oct. 31 st 1898. Account Interest Fund		\$ 13496.67
" " " " 3 rd " " Diving "		10000.00
Received from Assessor & Collector during the month		<u>2967.59</u>
		\$ 26,064.26

Disbursements

Permitted to have up \$10000.00 of 5% H & L Bonds	\$ 10000.00
Paid Accrued Interest on said \$10000.00 H & L Bonds	23.54
Balance Account Interest Fund	16000.00
" " " Diving "	<u>4072</u>
Earnings Fund	
Balance on hand Oct. 1 st 1898.	
Received from H. L. Patterson Superintendent	
	\$ 26,064.26
	\$ 5303.97
	<u>6565.06</u>
	\$ 11869.03

Disbursements

Said Warrants for Oct. 1898.	\$ 5101.59
Balance on hand Nov. 1 st 1898	<u>6764.44</u>
Deferred to Finance Committee.	

By the City Clerk.

Total Amount of Warrants issued during the month Account of General Fund \$ 5150.53

Deferred to Finance Committee.

By the City Marshal.

Total Amount of Fines issued in Recorder's Court.	\$ 380.00
Said in Cash	\$ 252.25
Written out	77.75
Escaped	10.00
Carried forward	40.50
Collected on back fines	
Sound fees for Oct.	
Total arrests during the month	

Deferred to Police Committee.

By the City Physician.

City Physician Number Patients in Hospital Oct. 1st 1898.

" " Received during "	
" " Dismissed "	
" " Died "	
" " Remaining "	314
" Visits to Paupers "	
" Prescriptions to "	
" Cases Diphtheria reported "	

Deferred to Hospital Committee.

By the City Sexton.

Total Interments during the month.

number Deaths	15
White	15
Colored	3
Mexican	1

Males
Females
Still both

19

4 Referred to Standing Committee.

Worthy Alderman Taylor for a minority of the Mayor in regard to the Finance Committee to whom was referred the message of the Mayor in regard to the tax levy for the year 1898, presented a report, stating that he did not agree with the recommendations of the Mayor, and a majority of the Finance Committee voted to accept the tax rate.

The report was read and laid over to come up with the Tax ordinance.

The report of the Finance Committee to whom was referred the proposition of A. Robinson to compromise back taxes on certain property and to execute a release for the year mentioned.

The report of the Claims and Accounts Committee to whom was referred the report on proposition of Mr. H. Randolph occasioned by the erection of the Dam, presented a report recommending that the City accept the proposition of Mr. H. Randolph to compromise back taxes on certain property for damages to land submerged by the sum of two hundred and twenty five dollars in full satisfaction of the claimants, be accepted, and directed to accept the amount offered, and to execute a release for the year mentioned.

Claims Bills Cont'd. The report was read and laid over to come up with the Tax ordinance.

On the petition of Mr. J. F. Randolph to compromise suit for damages to land submerged by the Law.

The report was read and laid over to come up with the Tax ordinance.

New Business

Fire Commissioners' report on pet. of A. W. Catman

On the petition of A. W. Catman, for permission to erect a room 9 x 10 feet in rear of building on lots 8 & 9 Block 68, provided if within the fire limits they recommend that the petition be granted, Article 195, Chapter 3, of the City Ordinances. The report was adopted.

On the petition of Ceen & Walling, within the fire limits, they recommended that the building be constructed in compliance with Article 195, Chapter 3, of the City Ordinances. The report was adopted.

On the petition of M. J. McLean asking permission to erect a corrugated iron roof shed within the fire limits, they recommended that the petition be granted, Article 195, Chapter 3, of the City Ordinances. The report was adopted.

On the petition of J. C. Welling On the petition of J. C. Welling, they recommended that the petition be granted, Article 195, Chapter 3, of the City Ordinances. The report was adopted.

On the petition of W. McLean

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On the petition of J. C. Welling

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Alderman Belvin, moved that the petition be referred to a Special Committee for further investigation. Alderman Madson seconded the motion, read, 15, 18, 19.

It is resolved, by the City Council, of the City of Duluth, that the Commission is hereby given (A. W. Hinnes, City Engineer) to maintain all

Offices
Female
Still born

10

Referred to Standing Committee
Report of Standing Committee:

In favor of Alderman Glatt for a minority of the Finance Committee to whom was referred report of the Mayor in regard to the Tax levy for the year 1828, presented a report, stating that he did not agree with the recommendations of the Mayor, and a majority of the Finance Committee as to the tax rate.

The report was read and laid over to come up with the Tax ordinance.

In favor of Alderman Glatt for the Claims and Accounts Committee to whom was referred report on proposition of A. Robinson to compromise back taxes on certain property, A. Robinson presented a report recommending that the proposition be accepted, and that compensation to the Assessors Collector, be authorized and directed to accept the amount offered, and to execute a release for the year mentioned.

The report of the Committee was adopted.

In favor of Alderman Glatt for the Claims and Accounts Committee to whom was referred report on proposition the propositioin of Mrs. L H. Randolph to compromise suit for damages to land of Mrs. L H. Randolph occasioned by the erection of the Dam; presented a report recommending that the compromise suit offer of the Agent of the claimant to settle on the basis of the City paying the damages to last sum of Two hundred and twenty five dollars in full satisfaction of the claim submitted by the claimant to pay all Court costs, and execute proper release of damage and transfer lease.

of the lands submerged, in the usual form adopted by the City in settling with other claimants be accepted, and submitting an ordinance covering the same.

The report was read, and laid over to come up with the ordinance under the head of

New Business

In favor of Alderman Glatt before the Council the following report of the Fire Commissioners:

report on pet. of A. W. Catman On the petition of A. W. Catman, for permission to erect a room 9 x 10 feet in rear of building, on Lot 8 sq Block 68, within the fire limits, they recommend that the petition be granted, provided that the building be constructed in compliance with Article 145, Chapter 3, of the City Ordinances. The report was adopted.

In favor of Dev. Welling On the petition of Dev. Welling for permission to erect a corrugated iron roof shed, within the fire limits, they recommended that the petition be granted, provided that the shed be constructed strictly fire proof, and that no wood be used and that Article 145, Chapter 3, of the City Ordinances be complied with. The report was adopted.

In favor of Mr. McLean On the petition of M. C. McLean asking permission to erect a frame servants room within the fire limits, they recommended that the petition be not granted for the reason that same is contrary to Article 145, Chapter 3, of the City Ordinances.

The report was adopted.

In favor of Alderman Belvin On the petition of G. Ottines to erect a corrugated iron roof shed within the fire limits, they recommended that the petition be granted, provided that a strictly fire proof shed be constructed, no wood to be used, and that Article 145, Chapter 3, of the City Ordinances be complied with.

Alderman Belvin, moved that the petition with the report of the Fire Commissioners be referred to a special committee for further investigation. lost.

Alderman Maddox offered the following resolution:

Be it resolved, by the City Council of the City of Austin,

That permission is hereby given G. Ottines to continue to maintain the structure

Indemnification
summons
Wells

The structure now and now used as a shed for a portion of the machinery used in his Laundry business at
a shed at 413 Congress Avenue. The resolution was adopted by the following vote:
Ayes. Aldermen Beatty, Crooker, Haynes, Kuhn, Maddox, McLemore, Miller, Kitschke Redd,
Rosengren, Townsend and Ziller 14.
Nays. Aldermen Belvin, Norton, Morris, Platt, Powell, Shelley and Stumpf 7.

Unfinished Business

Ord. to prevent the The Chair laid before the Council, An ordinance to prevent the disturbance of public
disturbance of Public Worship, by the rapid driving of vehicles. The ordinance was read a third time, and
a motion made to pass the same, which was lost by the following vote:

Ayes. Aldermen Beatty, Belvin, Crooker, Miller, Platt, Stumpf, Townsend and Ziller 8.
Nays. Aldermen Haynes, Norton, Kuhn, Maddox, McLemore, Morris, Kitschke, Powell,
Redd, Rosengren and Shelley 11.

Ord. levying taxes. The Mayor then laid before the Council, An ordinance levying taxes for the year
for 1898. The ordinance was read the second time.

Alderman Powell moved to amend Section 1, line 1, by striking out "98" and inserting
"90" making the amount levied for General purposes 90 cents on the \$100.

Alderman Crooker offered as a substitute that the amount be 72¢

Alderman McLemore moved to postpone action on the ordinance until next Monday
night, which was lost by the following vote:

Ayes. Aldermen Belvin, Crooker, Haynes, Norton, McLemore, Platt, Redd, Rosengren,
and Stumpf. 9.

Nays. Aldermen Beatty, Kuhn, Maddox, Miller, Morris, Kitschke, Powell, Shelley,
Townsend and Ziller 10.

The vote was then taken on the substitute of Alderman Crooker, and the same was
lost. Alderman Maddox moved to insert 85 cents for General purposes, which
motion was lost by the following vote:

Ayes. Aldermen Beatty, Crooker, Maddox, Miller, Platt, Redd, Rosengren,
and Townsend 8.

Nays. Aldermen Belvin, Haynes, Norton, Kuhn, McLemore, Morris, Kitschke,
Powell, Shelley, Stumpf and Ziller. 11.

The vote was then taken on the amendment of Alderman Powell, to strike
out 98 and insert 90 instead, and the amendment adopted by the following vote:

Ayes. Aldermen Beatty, Crooker, Haynes, Maddox, Miller, Platt, Powell, Redd,
Rosengren and Townsend 10.

Nays. Aldermen Belvin, Norton, Kuhn, McLemore, Morris, Kitschke, Shelley,
Stumpf and Ziller. 9.

Alderman Maddox moved to amend Sec. 2, line 1, by striking out "60¢" and
inserting "30¢", making the amount of the levy of the Interest and Dining
Fund on Water and Light Bonds, 30 cents on the \$100. which motion was lost
by the following vote:

Ayes. Aldermen Beatty, Crooker, Haynes, Kuhn, Maddox, Miller, Platt, Rosengren
and Townsend. 8.

Nays. Aldermen Belvin, Norton, McLemore, Morris, Kitschke, Powell, Redd,
Shelley, Stumpf and Ziller. 11.

Alderman Crooker moved to amend Sec. 2, line 1, by striking out "60¢" and
inserting "35¢".

Alderman McLemore moved to lay this amendment over, to be considered on
a voided day, the following vote:

Seas. Aldermen Belvin, Horton, Huhn, McSemore, Miller, Morris, Kitschke, Redd, Shelley, Stumpf and Zilker 11.

Thurs. Aldermen Beatty, Crooker, Haynes, Maddox, Platt, Powell, Rosengren and Townsend 8.

Alderman Maddox made the point of order, that the vote to table the amendment carried with it, the original ordinance. The Mayor ruled that the point of order was not well taken. Alderman Kitschke moved to suspend the rule, and place the ordinance on its third reading and final passage, which motion was lost, by the following vote:

Seas. Aldermen Belvin, Horton, Huhn, McSemore, Morris, Kitschke, Powell, Redd, Shelley, Stumpf and Zilker 11.

Thurs. Aldermen Beatty, Crooker, Haynes, Maddox, Miller, Platt, Rosengren and Townsend 8.
New Business.

M.W. Shipe was Alderman Powell stated to the Council, that Mr. M.M. Shipe, had found some cattle running at large on his lawn, in Hyde Park, contrary to the ordinances of the City; that he had telephoned to the Pound Master asking him to come and get them, which he did. The next morning he discovered that they were his own cattle, and to get them released, was required to pay to the City, the sum of \$5.00 as Pound fees. As they were his own cattle, and had not trespassed upon anyone else, he asks that the City, refund to him the amount paid out as Pound fees.

On motion, the request was granted by the following vote:

Seas. Aldermen Belvin, Maddox, McSemore, Morris, Kitschke, Platt, Powell, Rosengren, Shelley and Stumpf. 10.

Thurs. Aldermen Beatty, Crooker, Haynes, Horton, Huhn, Miller, Redd, Townsend and Zilker. 9.

Ord. Apr. 3rd 1911. By Alderman Kitschke. An ordinance appropriating the sum of \$371.54 to pay to pay Approved Approved accounts, Street Department.

Auth. Street Dept. The ordinance was passed under suspension of the rules by the following vote:

Seas. Aldermen Beatty, Belvin, Crooker, Haynes, Horton, Huhn, Maddox, McSemore, Miller, Morris, Kitschke, Platt, Powell, Redd, Rosengren, Shelley, Stumpf, Townsend and Zilker. 19.

Thurs. Apr. 10th 1911. By Alderman Morris. An ordinance appropriating the sum of \$1149.72 to pay to pay Approved Approved accounts. The ordinance was read the first time, and a motion made to suspend the rule and place the ordinance on its second reading, which motion prevailed by the following vote:

Seas. Aldermen Beatty, Belvin, Crooker, Haynes, Horton, Huhn, Maddox, McSemore, Miller, Morris, Kitschke, Platt, Powell, Redd, Rosengren, Shelley, Stumpf, Townsend and Zilker. 19.

Thurs. Apr. 10th

The ordinance was read the second time. Alderman McSemore moved to amend by adding the sum of \$56.71, to the sum of \$1149.72, making the total sum \$1206.43. The amendment was adopted by the following vote:

Seas. Aldermen Beatty, Crooker, Haynes, Huhn, Maddox, McSemore, Morris, Platt, Powell, Redd, Rosengren, Shelley, Townsend and Zilker 11.

Thurs. Apr. 10th 1911. By Aldermen Belvin, Horton, Miller, Kitschke and Stumpf 5.

Ord. Apr. 11th 1911. It is ordered, to offend, to add to the sum previously referred, M.W. Shipe \$5.00.

Auth. Apr. 11th 1911. Seas. Aldermen Beatty, Belvin, Crooker, Haynes, Huhn, Maddox, McSemore Morris

Hitsche, Hatch, Powell, Redd, Rosengren, Shelley, Stumpf, Townsend and Gilker 17.

Nays: Aldermen Cleary and Miller 2.

The ordinance was passed, under suspension of the rule, by the following vote:

Yea: Aldermen Dealy, Elvin, Crooker, Haynes, Norton, John Maddox, McDemore, Miller Morris, Hitsche, Hatch, Powell, Redd, Rosengren, Shelley, Stumpf, Townsend and Gilker. 19.

Nays: None.

^{City Teamsters & Cart Drivers} Alderman McDemore moved, that the City Teamsters and Cart Drivers be given a holiday on tomorrow, which motion prevailed.

^{Street Rent to all} Resolution authorizing "Resolved, That the Street Committee and City Engineer be, and they are, hereby authorized and directed, to sell Four Miles now in pasture, to the highest and best 4 Miles now in pasture bidder."

^{Bill of Water Plant for W.L. furnished.} The bill of the Water Light and Power Plant of the City, for Water and Light furnished the City for the month of October 1898, was read and ordered filed.

^{Ord. ordering an Election in all of the Wards of the City to elect 2 Ward Com.} The Mayor laid before the Council, an ordinance ordering an election in all of the Wards of the City, on the first Monday in December, for the purpose of electing Two Water and Light Commissioners, and One Alderman from each of the Wards of the City, was read, and on motion the rule was suspended and the ordinance placed upon its second reading by the following vote:

Yea: Aldermen Dealy, Elvin, Crooker, Haynes, Norton, John Maddox, McDemore, Miller Morris, Hitsche, Hatch, Powell, Redd, Rosengren, Shelley, Stumpf, Townsend and Gilker. 19.

Nays: None.

The ordinance was read a second time.

Alderman Maddox moved to postpone further consideration of the ordinance for a short time, which motion prevailed.

^{Council declared the office of Alderman of the 4th Ward vacated} Alderman Maddox, moved that the Council do now declare, that the position of Alderman from the 4th Ward formerly held by Capt. P. L. Roberdeau, now of the United States Army, is vacant, by reason of the fact, that Major Roberdeau has ^{recently} accepted a commission as an Officer in the Volunteer Army of the U. S.

^{P. L. Roberdeau} The motion prevailed.

The Council then resumed consideration of the election ordinance.

Alderman Maddox, moved to amend the ordinance as follows: Amend the caption by adding "Except the Fourth Ward, where there shall be Two elected." Amend Section 1, line 11, after the word "City" by adding "Except the Fourth Ward, where Two shall be elected". Also in line 43, by adding after the word "election" the following: "With the exception of the Alderman elected to succeed P. L. Roberdeau, who shall serve One year." Also after line 10, insert "In the Fourth Ward One Alderman, in place of P. L. Roberdeau."

The amendments were adopted. The ordinance was further amended by inserting in the proper place, the place of holding said election, and the Judge at each of the polling places, after which the ordinance was passed under suspension of the rule.

^{Ordinance No. 122 Amended} Alderman Hatcher was called to the attendance at the session of the Council: business in the 4th Ward, and the 4th Ward, that is, which committee be appointed, to meet with the Auditor, the City Clerk, the City Engineer, the City Surveyor, the City Treasurer, the City Tax Collector, the City Fire Commissioner, the City Water Commissioner, the City Gas and Light Commissioner, the City Engineer and the City Fire Commissioner, and the Mayor appointed as the Special Committee, the Finance Committee, etc.

Aldermen Maddox and Belvin.

Ord. appn. #725. To pay by Alderman Platt. An ordinance appropriating the sum of \$725⁰⁰ to pay claim of Mrs. Mrs. L H Randolph L. H. Randolph, for land submerged by the Lake.

The ordinance was read the first time.

On motion of Alderman Belvin the Council adjourned.

J. C. G. / J. C. G.
City Clerk.