

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

Hon. Geo. D. McCall Mayor presiding.

Roll Called.

Present Aldermen Bealy, Belvin, Crooker, Haynes, Horton, Kuhn, Maddox, McLenore, Morris, Nitschke, Platt, Howell, Rosengren, Shelley, Stumpf, Townsend & Zilker 17.
Absent Aldermen Fischer, Miller, Radd, Roberson, and Taylor.

Minutes approved On motion of Alderman Nitschke the minutes were approved as recorded without reading.
Petitions, Memorials, etc.

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

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

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

Det. of Citizens of Wheatville By Alderman Crooker. Petition of Citizens of Wheatville, asking for an Electric Light, near New Hope Church. Read and referred to the Water & Light Committee.
Aldermen Miller and Radd 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.

Assessor & Collector

By the Assessor & Collector.

To collections as follows:

Account of General Fund

" " Interest and Sinking Fund Water & Light Bonds.

" " " " " " Old Bonds

" " School Tax

Total Collections.

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

Referred to Finance Committee.

City Treasurer

By the City Treasurer.

General Fund Bal. on hand Oct. 31st 1898

" " " " " " " " Int & Sinking Fund Old Bonds.

Receipts during the Month from Ad Valorem Tax

" " " " " " " " License Tax.

" " " " " " " " Miscellaneous Collections

" " " " " " " " Fines in Recorder's Court

" " " " " " " " Int & Sinking Fund Old Bonds

\$	11918.71
	6778.60
	2323.19
	2905.60
	911.28
	194.50
	264.94
\$	<u>25296.82</u>

Disbursements.

And. Nitschke's for Oct. 31st to Nov. 2nd 1898

Balance Account of General Fund

\$	4836.40
	13416.86

City Treasurer. Balance Account of Int. & Sinking Fund Old Bonds. \$ 7042.54 \$ 25,296.82
Interest Sinking Fund Water & Light Bonds.
Balance on hand Oct. 31st 1898. Account Interest Fund \$ 13296.67
" " " " 31st " " Sinking " 10000.00
Received from Assessor & Collector during the month 2767.59
\$ 26,064.26

Disbursements.
Remitted to take up \$10000.00 of 5% M & E Bonds \$ 10000.00
Paid Accrued Interest on said \$10000.00 M & E Bonds 23.54
Balance Account Interest Fund 16000.00
" " Sinking " 4072
\$ 26,064.26
Earnings Fund
Balance on hand Oct. 1st 1898. \$ 5303.97
Received from H. L. Patterson Superintendent 6565.06
\$ 11869.03

Disbursements
Paid Warrants for Oct. 1898. \$ 5101.59
Balance on hand Nov. 1st 1898 6767.44
\$ 11869.03
Referred to Finance Committee.
By the City Clerk.

City Clerk. Total Amount of Warrants issued during the month Account of General Fund \$ 5150.52
Referred to Finance Committee.
By the City Marshal.

City Marshal. Total Amount of Fines assessed in Recorder's Court. \$ 380.00
Paid in Cash \$ 252.25
Worked out 77.25
Escaped 10.00
Carried forward 40.50
\$ 380.00
Collected on back fines 2.50
Bond fees for Oct. 36.35
Total arrests during the month .55
Referred to Police Committee.
By the City Physician.

City Physician. Number Patients in Hospital Oct. 1st 1898. 21
" " Received during " " 23
" " Dismissed " " 17
" " Died " " 3
" " Remaining " 31st " 24
" Visits to Paupers " " 97
" Prescriptions to " " 169
" Cases Diphtheria reported " " 4
Referred to Hospital Committee.
By the City Sexton.

City Sexton. Total Internments during the month. 19.
" number Deaths " " 15
White 15
Colored 3
Mexican 1

Males
Females
Slaves born

9
10

4
Referred to Judiciary Committee.

Reports of Standing Committees.

Alderman Taylor for a minority of 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 as to the tax rate.

The report was read and laid over to come up with the tax ordinance. Alderman Platt for the Claims and Accounts Committee to whom was referred the proposition of A. Robinson to compromise back taxes on certain property, presented a report recommending that the proposition be accepted, and that the Assessor & Collector, be authorized and directed to accept the amount offered, and to execute a release for the years mentioned.

The report of the Committee was adopted. Alderman Platt for the Claims and Accounts Committee to whom was referred the proposition of Mrs. L. H. Randolph to compromise suit for damages to land occasioned by the erection of the Dam, presented a report recommending that the offer of the Agent of the Claimant to settle on the basis of the City paying the sum of Two hundred and twenty-five dollars in full satisfaction of the claim, be accepted, and submit an ordinance covering the same.

New Business

The Mayor laid before the Council the following reports of the Fire Commissioners. On the petition of H. W. Catman, for permission to erect a room 9 x 10 feet in rear of building on Lots 8 & 9 Block 68, within the fire limits, they recommend that the petition be granted, provided that the building be constructed in compliance with Article 195, Chapter 3, of the City Ordinances. The report was adopted. On the petition of Dean & Walling 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 195, Chapter 3, of the City Ordinances be complied with. The report was adopted. On the petition of M. & M. Dean 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 195, Chapter 3, of the City Ordinances. The report was adopted.

On the petition of E. Hines to erect a corrugated iron roof shed within fire limits, they recommend that the petition be granted, provided that a fire proof shed be constructed, no wood to be used, and that Article 195, Chapter 3, of the City Ordinances be complied with. Alderman Belwin, moved that the petition with the report of the Fire Commissioners be referred to a special committee for further investigation. Lost. Alderman Maddox seconded the following resolution, read, & carried: It resolved, by the City Council, of the City of Austin, Texas, that the Commission is hereby given E. Hines, to continue to maintain

Males
Females
Still born

9
10

Returned to Executive Committee Reports of Standing Committees.

Finance Committee. Alderman Taylor for a minority of 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 as to the tax rate.

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

Claims and Accounts Committee. Alderman Platt for the Claims and Accounts Committee to whom was referred the proposition of A. Robinson to compromise back taxes on certain property, presented a report recommending that the proposition be accepted, and that the Assessor & Collector, be authorized and directed to accept the amount offered, and to execute a release for the years mentioned.

The report of the Committee was adopted.

Claims and Accounts Committee. Alderman Platt for the Claims and Accounts Committee to whom was referred the proposition of Mrs. L. H. Randolph to compromise suit for damages to land occasioned by the erection of the Dam, presented a report recommending that the offer of the Agent of the Claimant to settle on the basis of the City paying the sum of Two hundred and twenty-five dollars in full satisfaction of the claim, and to execute proper release of damages and transfer 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.

Fire Commissioners. The Mayor laid before the Council the following reports of the Fire Commissioners: On the petition of H. W. Oatman, for permission to erect a room 9 x 10 feet in rear of building, on Lots 8 & 9 Block 68, within the fire limits, they recommend that the petition be granted, provided that the building be constructed in compliance with Article 195, Chapter 3, of the City Ordinances. The report was adopted.

On petition of Dean & Watkins. On the petition of Dean & Watkins, 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 195, Chapter 3, of the City Ordinances be complied with. The report was adopted.

On petition of M. F. McLean. On the petition of M. F. 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 195, Chapter 3, of the City Ordinances. The report was adopted.

On petition of C. H. Hines. On the petition of C. H. Hines to erect a corrugated iron roof shed within the fire limits, they recommend that the petition be granted, provided that a strictly fire proof shed be constructed, no wood to be used, and that Article 195, 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.

Resolution granting permission to C. H. Hines to continue construction. Alderman Maddox offered the following resolution:

Resolved, by the City Council of the City of Austin, That permission is hereby given C. H. Hines, to continue to maintain the structure

The structure now used as a shed for a portion of the machinery used in his Laundry business at 113 Congress Avenue. The resolution was adopted by the following vote:
 Yeas: Aldermen Beatty, Crooker, Haynes, Kuhn, Maddox, McSemore, Miller, Nitschke, Redd, Rosengren, Townsend and Zilker 12.
 Nays: Aldermen Belvin, Horton, Morris, Platt, Powell, Shelley and Stumpf 7.

Unfinished Business.

Ord. to prevent the disturbance of Public worship. The Chair laid before the Council, An ordinance to prevent the 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:
 Yeas: Aldermen Beatty, Belvin, Crooker, Miller, Platt, Stumpf, Townsend and Zilker 8.
 Nays: Aldermen Haynes, Horton, Kuhn, Maddox, McSemore, Morris, Nitschke, Powell, Redd, Rosengren and Shelley 11.

Ord. levying taxes for 1898. The Mayor then laid before the Council, An ordinance levying taxes for the year 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 McSemore moved to postpone action on the ordinance until next Monday night, which was lost by the following vote:

Yeas: Aldermen Belvin, Crooker, Haynes, Horton, McSemore, Platt, Redd, Rosengren, and Stumpf 9.

Nays: Aldermen Beatty, Kuhn, Maddox, Miller, Morris, Nitschke, Powell, Shelley, Townsend and Zilker 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:

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

Nays: Aldermen Belvin, Haynes, Horton, Kuhn, McSemore, Morris, Nitschke, Powell, Shelley, Stumpf and Zilker 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:

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

Nays: Aldermen Belvin, Horton, Kuhn, McSemore, Morris, Nitschke, Shelley, Stumpf and Zilker 9.

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

Yeas: Aldermen Beatty, Crooker, Haynes, Kuhn, Maddox, Miller, Platt, Rosengren and Townsend 9.

Nays: Aldermen Belvin, Horton, McSemore, Morris, Nitschke, Powell, Redd, Shelley, Stumpf and Zilker 10.

Alderman Crooker moved to amend Sec. 2, line 1, by striking out 60¢ and inserting 25¢.

Alderman McSemore moved to lay the ordinance on the table, which motion was adopted by the following vote:

Seas. Aldermen Belvin, Horton, Kuhn, McSemon, Miller, Morris, Kitchner, Reed, Shelley, Stumpf and Zilker 11.

Nays. 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 Kitchner 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, Kuhn, McSemon, Morris, Kitchner, Powell, Reed, Shelley, Stumpf and Zilker 11.

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

New Business.

Mr. M. Shipe asks for remission of Pound fees paid by him

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 any one 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, McSemon, Morris, Kitchner, Platt, Powell, Rosengren, Shelley and Stumpf 10.

Nays. Aldermen Beatty, Crooker, Haynes, Horton, Kuhn, Miller, Reed, Townsend and Zilker 9.

Ord. Appr. \$321.54
to pay Approved
Accts. Street Dept.

By Alderman Kitchner. An ordinance appropriating the sum of \$321.54 to pay approved accounts, Street Department.

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

Seas. Aldermen Beatty, Belvin, Crooker, Haynes, Horton, Kuhn, Maddox, McSemon, Miller, Morris, Kitchner, Platt, Powell, Reed, Rosengren, Shelley, Stumpf, Townsend and Zilker 19.

Nays None.

Ord. Appr. \$1149.72
to pay Approved
Accts.

By Alderman Morris. An ordinance appropriating the sum of \$1149.72 to pay 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, Kuhn, Maddox, McSemon, Miller, Morris, Kitchner, Platt, Powell, Reed, Rosengren, Shelley, Stumpf, Townsend and Zilker 19.

Nays None.

Ord. amended by
adding the sum
of \$56.70 to pay
Pub. Co. for Newspaper Printing

The ordinance was read the second time. Alderman McSemon moved to amend by adding the following: "Statesman Pub. Co. for Newspaper Printing \$36.70 Tribune Pub. Co. for Newspaper Printing 19.60"

The amendment was adopted by the following vote:

Seas. Aldermen Beatty, Crooker, Haynes, Kuhn, Maddox, McSemon, Morris, Platt, Powell, Reed, Rosengren, Shelley, Townsend and Zilker 11.

Nays. Aldermen Belvin, Horton, Miller, Kitchner and Stumpf 5.

Alderman Kitchner moved, to amend, by adding, "for Pound fees refunded, Mr. M. Shipe \$5.00"

The amendment was adopted by the following vote:

Seas. Aldermen Beatty, Crooker, Haynes, Kuhn, Maddox, McSemon, Morris

Aldermen Maddox and Belvin.

Ord. app. \$725.00 to pay
Mrs. L. H. Randolph

By Alderman Platt. An ordinance appropriating the sum of \$725.00 to pay claim of Mrs. 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. J. O. G. Lincoln
City Clerk.