

Regular meeting of the City Council
Austin, Texas, March 17th 1902

Hon W.D. Shelley President of the Council presiding,
Roll Called

Present Aldermen Crooker Davis Lums Low Maddox Mortimer
Nitsche Redd Schneider Shelley Shumate Strumpf & Ullrich 13.

On motion of Alderman Crooker the minutes were
approved as recorded by the clerk without reading.

Petitions, Memorials etc

Bartons Cr...
d

By Alderman Redd Petitions of Citizens on the south side of the
river, asking that the road known as the Bartons spring and
River road, which has been recently fenced up, be opened.
The petition was read. Alderman Maddox moved to refer same to the
street Committee which motion was lost.

Alderman Schneider moved to refer to a special Committee of
three, which was lost.

Alderman Redd, moved that the petition be granted which
motion prevailed.

Wm & B...
found fees

By Alderman Mortimer Petition of Wm & B... asking
that certain found fees paid by her be refunded.

Read and on motion referred to the Committee on claims & accounts

B... school
election school

By the Chair Petition of the Board of School Trustees, asking the Council
to order an election, submitting to the people a proposition to increase
the amount of tax levy for Public Schools to 50¢ on the \$100. Valuation.
The petition was read and on motion was laid over to come up with
an ordinance on the subject.

Citizens
south of L...
Asylum.

By the Chair Petition of Citizens asking that an investigation be made
as to conditions existing just south of the Lunatic Asylum grounds
and steps taken to improve same. Read and on motion
referred to the Sanitary Committee.

H...
found fees

By the Chair Petition of H... asking that certain found
fees paid by him be refunded. Read and on motion referred
to the Claims & accounts Committee.

Merchants to
sprinkling etc

By the Chair Petitions of Merchants asking the passage of the
street sprinkling ordinance, now before the Council.
Read and on motion referred to the Committee having said
ordinance before them.

Petition
found fees

By Alderman Ullrich Petition of Felix Davis, asking to have
certain found fees paid by him refunded.
Read and on motion referred to the Committee on claims & accounts.

Com Report
of
the...

Reports of Standing Committees
Alderman Nitsche for the street Committee to whom was
referred the proposition of Jas Stephenson to change a
certain street in the Christian and Fellman addition
presented a report recommending that the proposition
be accepted. On motion the report was adopted.
Alderman Nitsche for the Street Committee to whom
was referred the petition of W. C. Granow, et al to

Change an Alley in the Raymond addition, presented a report recommending that the petition be granted under certain conditions. On motion the report was adopted. Alderman Nitsche for the street Committee to whom was referred the communication of Dr. Emil Dorr, regarding a franchise for an Independent Telephone Co. returned said communication to the Council for such action as they might see proper to take regarding same. Stating that as nothing further having been heard from the party making the application, they supposed he had abandoned the matter. On motion the petition was ordered filed.

Alderman Maddox for the Finance Committee presented the following reports, which were read and on motion referred to a special Committee to be appointed to destroy the bonds mentioned in the reports.

To the City Council of the City of Austin:

We, the Mayor and Treasurer of the City of Austin, hereby report that we have received the following bonds of the City of Austin, together with all coupons appurtenant thereto, maturing on and subsequent to the 1st day of July, 1900, in exchange for bonds to be issued under an Ordinance entitled "An Ordinance to provide for the issue of Refunding bonds of the City of Austin, for the purpose of refunding its bonded debt, and to provide for the Assessment and Collection of a tax sufficient to pay the interest thereon, and to create an Annual Sinking fund of two per cent of the principal thereof" approved on the 5th day of November, 1901; and in lieu thereof, we have duly issued and delivered, in behalf of the City, under authority and by virtue of said Ordinance, Refunding bonds of the said City of Austin, dated July 1st, 1901, numbered 1359 to 1375, both inclusive, equal in face value on principal amount to the face value on principal amount of the aforesaid bond received for exchange, amounting, in the aggregate, to seventeen thousand dollars (\$17,000) face value on principal amount.

We have also, upon such exchange, delivered, in New York exchange, to the representative of the New York Security and Trust Company - which Company presented the bonds for exchange - in payment of overdue and unpaid interest up to July 1st, 1901, on the bonds surrendered for exchange and cancellation, the sum of Twelve hundred and twenty seven and 50/100 dollars (\$1227.50) - the coupons representing such interest having been surrendered and delivered to us.

We have also paid, in New York exchange, to the representative of the New York Security Trust Company, as aforesaid, the sum of Two hundred and fifty five dollars (\$255), representing six months interest up to and including January 1, 1902, on said seventeen thousand dollars (\$17,000)

Dr. Emil Dorr
Telephone franchise

Finance on
rep may on
Treasurer
Exchange of
Bonds.

X

of new Refunding bonds dated July 1st 1901, issued and delivered in exchange for the bonds so surrendered; Coupons representing such interest on said new Refunding bonds having been detached and cancelled before the delivery of the bonds - said exchange having taken place on the 4th day of March 1902

The aforesaid bonds so delivered for exchange and cancellation, are as follows;

Eleven 5% Water and Light bonds, Series of 1890, of \$1,000 each, numbered as follows; 46, 47, 401, 479/485, and 1307 and

Six 6% Water and Light bonds Series '93' issue of 1895, of \$1,000 each, numbered as follows; 22, 23, 82, 142, 199 and 200.

We further report that we have cancelled the aforesaid bonds and the coupons thereto belonging, so surrendered for exchange, by mutilating the signatures thereto; and said bonds and coupons are herewith delivered to the City Council, to be destroyed in its presence

Dated, Austin, Texas, March 17th 1902

(Signed) R. E. White, Mayor
(Signed) H. H. Hubbard, Treasurer
(Signed) J. M. Maddox, Chairman, Finance Committee

Austin, Texas, March 17th 1902

To the City Council of the City of Austin.

We the Mayor and Treasurer and Finance Committee of the City of Austin, beg leave to report that we have received the following described bonds of the City of Austin, together with all coupons appurtenant thereto, maturing on and subsequent to the 1st day of July 1901 in exchange for bonds to be issued under an ordinance entitled

"An ordinance to provide for the issue of Refunding bonds of the City of Austin, for the purpose of refunding its bonded debt, and to provide for the assessment and collection of a tax sufficient to pay the interest thereon, and to create an annual sinking fund of two per cent, of the principal thereof" approved on the 5th day of November, 1901; and in lieu thereof we have duly issued and delivered, in behalf of the City under authority and by virtue of the aforesaid ordinance, Refunding bonds of the City of Austin, dated July 1st, 1901, and numbered 1265 to 1358 inclusive and 1376 to 1381 inclusive of \$1,000.⁰⁰ each and Nos 39 to 66 each inclusive of \$500.⁰⁰ each equal in face value or principal amount to the face value or principal amount of the hereinafter named bonds received for exchange, amounting in the aggregate, to one hundred and fourteen thousand dollars (\$14,000.⁰⁰) face value or principal amount. We have also upon such exchange paid in warrants upon the City Treasurer in favor of the parties who presented the bonds for exchange in payment of overdue and unpaid interest up to July 1st 1901, on the bonds surrendered for exchange and cancellation. The sum of six thousand six hundred and eighty dollars, (\$6,680.⁰⁰) the coupons representing such interest having been surrendered and delivered to us

We have also paid in the same manner to the representatives of the owners of the said bonds, as aforesaid the sum of Seventeen hundred and ten dollars (\$1710.00) representing six months interest at three per cent per annum up to and including Jan 1st 1902, on said bonds (\$114,000.00) from new refunding bonds dated July 1st 1901 issued and exchanged for the bonds so surrendered coupons representing such interest on said new refunding bonds having been detached and cancelled by us before the delivery of the bonds said exchange having taken place on the following dates viz Feb 6th 14th 15th and 27th, and March 5th and 17th 1902

The bonds delivered for exchange and cancellation, are as fol. viz Nos 345, 347, 403, to 458 both inclusive, 486 to 500 both inclusive 503, 508 535, 549, 777, 922, 952 to 956, both inclusive 1115, 1116, 1149, 1156, 1213, 1236 1237 and 1239 being \$92,000.00 of bonds known as 5% water and light bonds. And Nos 20, 21, 74, 75, 76, 77, 78 and 80 being \$8,000.00 known as 6% water and light bonds, Series 10, Nos 5 to 12 inclusive Nos 78 to 87 inclusive and Nos 90 to 99 inclusive being \$14,000.00 known as 6% funding bonds

We further report that we have cancelled the aforesaid bonds and the coupons thereto belonging, so surrendered for exchange, by mutilating the signatures thereto; and said bonds and coupons are herewith delivered to the City Council to be destroyed in its presence - Respectfully submitted this March 17th AD 1902

R. E. White

Mayor

H. H. Eliard

Treasurer

J. M. Maddox Chairman of Finance Com

Com applt to destroy same

Alderman Maddox moved that a Committee of three be appointed to verify the reports of the Mayor, Treasurer and Chairman of the Finance Committee as to bonds exchanged and coupons paid, and if found correct to destroy said bonds and coupons which motion prevailed, and the Chair appointed Aldermen Mortimer Crocker and Low as such Committee

Fin comm. to offic

Alderman Maddox for the Finance Committee to whom was referred the reports of the Assessor & Collector, the Treasurer and the Clerk for the months of Jan & Feb 1902, presented a report, stating that they had examined same and found them correct. On motion the report was adopted

Police members report

Alderman Struff for the Police Committee to whom was referred the reports of the Marshall, for the months of Sept, Oct & Nov 1901, presented a report, stating that they had carefully examined same and found them correct. On motion the report was adopted

Recomm - acct

On motion Alderman Stone was excused from further attendance at this session of the Council

Adm. Com

Alderman Low for the Claims and accounts Committee to whom was referred the following petition, presented a report recommending that the petition be not granted viz Mrs H R Boat to reduce assessment S. G. Harris to refund ground fees M E Lyman buy " " "

Lawrence Smith to refund found fees
 Mrs A B Harrell " " " "
 Laura Cain " " " "
 Isaac Bledsoe " " " "
 Mrs McEwen " " " "
 C. B. Campbell " " " "
 J. P. Young " " " "
 W. A. Oglesby " " " "

Ord on

pet-
C.P.B. cases

On motion the report of the Committee was adopted
 On the petition the petition of B. B. Alley for rent of ground on which
 to bury dead Animals the Committee recommend that Mr Alley
 be paid \$1.00 per head for each animal buried on his premises
 including franchises. The report was adopted

Purchasing
Lumber.

Alderman Shumate for the purchasing Committee presented a
 report stating that they had asked for, and received bids, for
 furnishing the City with lumber for 6 months and recommending
 that the bid of the Calcasieu Lumber Co be accepted -

Ord on Vehicles

On motion the report and recommendation, were adopted
 Alderman Stumpf for the Ordinance Committee to whom
 was referred An Ordinance regulating the driving of vehicles
 on the streets of the City presented a report, and substitute for
 said Ordinance, and recommended the adoption of the substitute

On motion the report with the substitute were laid over to come up
 under the head of unfinished business

New business

Ordinance
on School
Education

By Alderman Crooker An Ordinance ordering an election
 to obtain the consent of two thirds of the property Tax paying
 voters of the City to the levy of an additional School Tax of not
 exceeding sixteen and two thirds cents on each One hundred
 dollars worth of property subject to taxation, the proceeds to be
 used to support the Public Free Schools of the City

The Ordinance was read the first time

Alderman Crooker moved that the Hon Jefferson Johnson
 President of the School Board be invited to address the Council,
 which motion prevailed

After remarks by Mr Johnson Alderman Crooker moved that
 the rule be suspended and the ordinance placed upon its
 second reading, which motion was lost by the following vote
 Yeas Alderman Crooker Davis Low Maddox Mortimer Reddy
 Shelby Shumate and Stumpf 9

Nays Alderman Nitochke Schneider Ulrich 3

Alderman Nitochke moved that the ordinance be
 referred to a special Committee of 5, which motion
 was lost

By Alderman Shelley An Ordinance Amending Section One
 of An Ordinance entitled "An Ordinance Amending
 Articles 171 & 171 a Title 5 Chapter 4 of the revised Code
 or Ordinances of the City of Austin etc"

Ord. Passed
on time

The Ordinance was passed under suspension of the rules by
the following Vote
Yeas Aldermen Crooker Davis Low Maddox Mortimer Mitschke
Redd Schneider Shelley Shumate Stumpf Ulsh 12
Nays None.

Redemption
Fund

By Alderman Maddox An Ordinance to permit owners
of real estate purchased by the City at foreclosure sale to
redeem the same at any time within ninety days from
the taking effect of this ordinance
The ordinance was passed under suspension of the rules by
the following Vote
Yeas Aldermen Crooker Davis Low Maddox Mortimer
Mitschke Redd Schneider Shelley Shumate Stumpf Ulsh 12
Nays None

\$250. to rep.
Washington Fire
Wagon

By Alderman Crooker. An Ordinance appropriating the
sum of \$250. to repair Wagon of Washington Fire Co No 1.
The Ordinance was read the first time and on motion of
Alderman Schneider was referred to the fire Committee

\$280. to remove
16th Street Culvert

By Alderman Crooker An Ordinance appropriating the sum
of \$280. to remove Culvert on 16th Street. The ordinance
was read the first time and on motion was referred
to the street Committee and City Attorney

Pay Sal Officers
& employees

By Alderman Maddox An Ordinance appropriating
the sum of \$27,750.00 for the purpose of paying the salaries
of Officers and employees of the City from March 1st to Dec
31st 1902.

The Ordinance was passed under suspension of the rules
by the following Vote
Yeas Aldermen Crooker Davis Low Maddox Mortimer
Mitschke Redd Schneider Shelley Shumate Stumpf Ulsh 12
Nays None.

Salary employees
Sal of

By Alderman Maddox An Ordinance appropriating the
sum of \$2250.00 for the purpose of paying the salaries of
Employees of the Sanitary Dept from March 1st to Dec 31st 1902
The Ordinance was passed under suspension of the rules
by the following Vote

Yeas Aldermen Crooker Davis Low Maddox Mortimer
Mitschke Redd Schneider Shelley Shumate Stumpf Ulsh 12
Nays None

Sal drivers
2500

By Alderman Maddox An Ordinance appropriating
the sum of \$1200.00 for the purpose of paying the salaries
of drivers of Street Cams from March 1st to Dec 31st 1902.
The Ordinance was passed under suspension of the
rules on the following Vote

Yeas Aldermen Crooker Davis Low Maddox Mortimer
Mitschke Redd Schneider Shelley Shumate Stumpf Ulsh 12
Nays None

By Alderman Maddox An Ordinance appropriating

App'd. a.c.
St. Sept

the sum of \$ 79²⁴ for the purpose of paying approved accounts
Street Dept.

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

Yeas Aldermen Crooker Davis Low Maddox Mortimer Nitschke
Redd Schneider Shelley Shumate Strumpf & Uelit 12
Nays None.

App'd. a.c.

By Alderman Maddox An Ordinance appropriating the sum
of \$266.75 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

Yeas Aldermen Crooker Davis Low Maddox Mortimer Nitschke
Redd Schneider Shelley Shumate Strumpf & Uelit 12
Nays None.

The ordinance was read the second time.

Alderman Schneider moved to amend the ordinance by adding
"J. A. Blunkin for meals for City prisoners \$41²⁷" The amendment
was adopted

Alderman Schneider moved to further amend the ordinance by
adding "to pay the salary of J. H. Malloy as special policeman for the
month of Feb'y 1902. \$60.²" Alderman Nitschke moved that the
amendment lie over until the next meeting of the Council
which motion was lost by the following vote

Yeas Aldermen Davis Low Maddox Nitschke Redd & Uelit 6
Nays Aldermen Crooker Mortimer Schneider Shelley Shumate
and Strumpf 6

The amendment was adopted by the following vote

Yeas Aldermen Crooker Davis Low Mortimer Redd Schneider
Shelley Shumate & Strumpf 9
Nays Aldermen Maddox Nitschke & Uelit 3

The ordinance as amended was then passed under suspension
of the rule by the following vote

Yeas Aldermen Crooker Davis Low Maddox Mortimer Nitschke
Redd Schneider Shelley Shumate Strumpf & Uelit 12
Nays None.

Resolution
Confirming
action of
paying

By Alderman Maddox resolution ratifying and confirming the
action of the Treasurer in paying warrants drawn by the Mayor
and Clerk against the account of "the interest and sinking fund
of the refunding bonds of the City" out of the account of the
"Interest and sinking fund of the Bonded indebtedness of
the City" and authorizing and directing him to continue to
pay such warrants when so drawn.

The resolution was adopted.

By Alderman Maddox resolution ratifying and confirming the
action of the Mayor & Treasurer and the Finance Committee
in exchanging \$1,000,000 of refunding bonds for the
amount of outstanding bonds

Exchange bonds
ratified

The resolution was passed under suspension of the rules by the following vote
Yeas Aldermen Crooker Davis Low Maddox Mortimer Nitschke
Redd Schneider Shelley Shumate Stumpf & Ullrich 12
Nays None

Marshal
directed to
remove
obstructions
from
Barbours Spring
and
River Road

Alderman Redd offered the following resolution which was read and adopted
Be it resolved by the City Council of the City of Austin that the City Marshal be and is hereby directed to at once remove all obstructions which have been placed across the Barbours Spring and River Road and to open said highway to the travel

Marshal
directed to
remove
building
from
Willow St

Alderman Nitschke offered the following resolution which was read and adopted
Be it resolved by the City Council of the City of Austin that the City Marshal be and is hereby instructed to notify the owner of an itinerant house placed on Willow Street south of Block No 181, without permission, to remove same within five days and if not so removed within that time to make charges against the owner for violating the City Ordinance regarding same.

School
ordinance
passed

Alderman Nitschke moved to reconsider the vote by which the Council refused to suspend the rule and place on its second reading an ordinance ordering an election to obtain the consent of two-thirds of the property tax paying voters to an increase of the school tax to 50¢ on each one hundred dollars worth of property subject to taxation by the City, which motion prevailed.

Alderman Mortimer moved to suspend the rule and place the ordinance on its second reading which motion prevailed by the following vote

Yeas Aldermen Crooker Davis Low Maddox Mortimer
Nitschke Redd Shelley Shumate Stumpf & Ullrich 11
Nays Alderman Schneider 1

The ordinance was read the second time
Alderman Nitschke moved to file the first blank by inserting "22nd day of April 1902" (thus ordering the election for that date) which motion prevailed

The blanks for the places of holding the election in the different wards and the names of judges in each ward were then inserted by the Aldermen for the different wards and the ordinance as amended passed under suspension of the rule by the following vote

Yeas Aldermen Crooker Davis Low Maddox Mortimer Nitschke
Redd Shelley Shumate Stumpf & Ullrich 11
Nays Alderman Schneider 1

The Council having before the Council a communication from Harrison D. Chesley, acknowledging receipt of the ordinance relating to the visit of the City of Austin and accepting said invitation, which was read.

Came to
meet
Sec

Alderman Shumate moved that the Mayor be authorized to appoint a committee consisting of 5 members of the Board of Aldermen and 5 citizens to receive Admiral Schley upon the occasion of his visit to this City, which motion prevailed

A. S. James
proposition
and report
the Com

On motion the regular order of business was suspended and the Council returned to the head of unfinished business. The Chair laid before the Council the proposition of Ashby S. James together with the resolution authorizing the Mayor to enter into Contract with the said James to collect certain back taxes also the report of the special Committee on said proposition and resolution

The report of the Committee was read. Alderman Blair moved to recommit the report, together with the proposition and resolution, to the special Committee and the City Attorney

On motion Alderman Stumpff was excused from further attendance at this session of the Council

On motion the proposition of Ashby S. James to collect certain back taxes, was referred to the City Attorney to draw up and submit to the Council at this session a new Ordinance and Contract covering the whole matter

Rep Spe Com
to destroy
bonds
exchanged

The special Committee appointed to verify the report of the Mayor, Treasurer and Chairman of the Finance Committee regarding the exchange of bonds and the payment of interest on such bonds, and if found correct to destroy the bonds and coupons received in exchange and paid - presented the following report which was read and adopted

To the Hon Mayor and City Council of the City of Austin
The your Committee appointed to verify and certify bonds numbered and listed as per ordinance resolution beg leave to report that said instructions have been carried out and said bonds destroyed by burning in the presence of the City Council of Austin
Respectfully

P. D. Mortimer
L. M. Crocker
Theodor Low

On motion consideration of the ordinance regulating the driving of vehicles, etc, in the City of Austin was postponed until the next regular meeting of the Council

The Chair laid before the Council an Ordinance authorizing and instructing the Mayor of the City to employ Ashby S. James, as the Agent and Attorney of the City of Austin for the purpose of causing the assessment and collection of certain taxes due said City. The ordinance was read the first time and on motion the rule was suspended and the ordinance placed on its second reading on the following table

Yeas Aldermen Crooker Davis Low Maddox Mortimer
Nitschke Redd Schneider Shelley Humate Ulch 11

Nays none

C. S. ...
A. S. ...
passed

The Ordinance was read the second time
Alderman Schneider moved to amend the ordinance
by striking out in section 2 thereof the figures "25" and
inserting in lieu thereof the figures "10", thus making his
Compensation 10% of the amount collected by him

The Amendment was adopted and the ordinance as
Amended was passed by the following vote

Yeas Aldermen Crooker Davis Low Maddox Mortimer
Nitschke Redd Schneider Shelley Humate Ulch 11

Nays none

On Motion the Council adjourned

J. W. C. Johnson
City Clerk