

Regular Meeting of the City Council
Austin Texas, Oct 6th 1902

Hon R. E. White, Mayor presiding.

Roll Called

Present Aldermen Crocker Davis Maddox Mortimer
Nitche Redd Schreider Shelley Shumate Ulitt 10
Absent Aldermen Hume Low Struff 3

On motion the minutes were approved as recorded
by the Clerk without reading.
Petitions, Memorials etc

Pet W. Allen
Mrs Whitten
to remit taxes
By the Mayor. Petition of W. P. Allen and Mrs Whitten asking
remission of certain taxes. Read and on motion referred
to the Committee on claims and accounts

Ed Davis for
building permit
By Alderman Crocker Petition of Ed Davis for permission to
repair building within the fire limits
Read and on motion referred to the Board of Fire Commissioners

Mrs Jackson
to correct
Assessment
By the Mayor. Petition of Mrs Mary Cook Jackson asking
correction of Assessment. Read and on motion referred
to the Committee on claims and accounts.

Dr W. M. Worsham
lose stock
By Alderman Shumate, Petition of Dr W. M. Worsham that
for protection against defredation by loose animals
Read and on motion laid over subject to call.

B. E. Jones to
to remit tax
Aldermen Hume and Low entered the Council Chamber
By Alderman Shelley Petition of B. E. Jones to asking
remission of interest and penalties on taxes
Read and on motion referred to the Committee on claims
and accounts

J. Childs
to correct
Assessment
By Alderman Maddox Petition of J. Childs asking
correction of Assessment. Read and on motion referred
to the Committee on claims and accounts.

J. D. Dillingham
to refund
Bond fees
By the Mayor. Petition of J. D. Dillingham asking that certain
bond fees be refunded. Read and on motion referred
to the Committee on claims and accounts

Citizens for
to do work
By the Mayor. Petition of Citizens asking that certain streets
work be done on Brazos streets between 3rd & 4th streets
Read and on motion referred to the Sanitary Committee

G. O. Martin
to refund
Bond fees.
By the Mayor. Petition of G. O. Martin, asking that certain
bond fees paid by him be refunded. On motion the
petition was granted for the amount of \$2.00

Austin
Electric & C
to change
By Alderman Nitche Petition of the Austin Electric
Railway Company asking authority to change their
line of road. Read and on motion laid over to come
up with a resolution on the subject

West Austin
Fire Co to
join
By Aldermen Maddox and Shelley - Petition of the West
Austin Fire Company asking permission to become
a member of the Austin Fire Dept. Read and on motion
referred to a special Committee of 5, and the Board of Fire
Commissioners. Aldermen Hume Davis Nitche Mortimer Low

Citizens to elect Alderman 1st Ward
 were appointed as the special Committee
 The Mayor laid before the Council a petition from citizens of the 1st Ward of the City, asking the Council to elect Mr J. M. Crawford to the position of Alderman from said ward to fill the vacancy caused by the resignation of Alderman Gillis
 Alderman Redd presented a petition from citizens of said ward asking that Mr V. S. Miller be elected as Alderman from said ward to fill said vacancy.
 City Attorney Brooks was called upon for his opinion as to the authority of the Council to fill the vacancy by an election by the Council. He stated that the Council was without authority to elect the vacancy having occurred more than six months before the general election.
 Messrs Sullivan and Merrill, Citizens of the first ward upon invitation addressed the Council, after which the petitions were both withdrawn.

Reports of City Officers

Reports City Officers
 The Mayor laid before the Council the reports of city officers for the month of Sept 1902, which were on motion referred to their appropriate Committees without reading.

Reports of Standing Committees

Rept Street Com on pet Vonkoennig
 Alderman Nitschke for the Street Committee to whom was referred the petition of J. Vonkoennig asking that certain street work be done, presented a report stating that the work had already been done. On motion the report was adopted.

Pet Robt Phillips for damages.
 Alderman Nitschke for the Street Committee to whom was referred the petition of Robt Phillips for damages, presented a report, stating that they had given the matter careful attention and from all the evidence they thought that Mr Phillips had sustained serious damages, and that they had received a proposition from him to accept \$500. as his damages - \$200. of which was to be paid in cash and the remaining \$300. to be paid on or after Jan 1st 1903, which proposition they recommended the Council to accept. The report of the Committee was adopted.

Side walk ordinance
 Alderman Nitschke for the Street Committee to whom was referred an Ordinance providing for a system of side walks for the City, presented a report stating that they had had the same under consideration, and recommended the passage of a substitute offered for same by the Committee. On motion the report was laid over to be taken up under the head of new business.

Pet Ordinance.
 Alderman Nitschke for the Street Committee to whom was referred an Ordinance requiring the removal of poles from certain streets in the City presented a report and submitting a substitute for said ordinance, and recommending the passage of the substitute. On motion the report, with the substitute offered by the Committee, were laid over to come up under the head of new business.

Finance
Officers reports

Alderman Maddox for the Finance Committee to whom was referred the reports of the Assessor and Collector, the Treasurer, and the Clerk for the month of August 1902, presented a report stating that they had been examined and found correct. On motion the report of the Committee was adopted.

Ex. A. on bills
for Medical Services

Alderman Low for the Committee on claims and accounts to whom was referred the bills of Drs J. Hill and St. Baigles for Medical services rendered paupers, presented a report recommending that they be paid.

The report of the Committee was adopted by the following Vote
Yeas Aldermen Crocker Hume Low Mortimer Shelley, Ulit and the Mayor.

Committee
Burial Ground
paupers.

Nays Aldermen Davis Maddox Nitschke Redd Schneider Shumate G.
Alderman Ulit for the Cemetery Committee to whom was referred a resolution instructing the Cemetery Committee to inquire into the advisability of procuring burial grounds for Colored paupers, presented a report recommending that the purchasing Committee advertise for bids for burial of Colored paupers, and that the matter of purchasing grounds for that purpose be deferred for the present.

Purchasing on
Hauling paupers.

On Motion the report of the Committee was adopted. Alderman Shumate for the purchasing Committee reported that they had advertised for and received bids for hauling paupers to the City Hospital, and a majority of said Committee recommended the acceptance of the bid of V.O. Hoag at 50¢ where the party was able to sit up and ride and at 75¢ where an ambulance was used.

A Minority of the Committee was in favor of rejecting all bids. Alderman Davis moved to adopt the majority report, which motion prevailed.

New Business

Death Thompson
Extra Salary

By Alderman Maddox. An ordinance appropriating the sum of \$70.00 for the purpose of paying additional salary allowed Death Thompson. The ordinance was read the first time and a motion made to suspend the rule and place it on its second reading, which motion was lost by the following Vote
Yeas Aldermen Crocker Davis Hume Low Mortimer Nitschke Redd Shelley Ulit

Salaries
Board of Equalization
& Surveyors
Robert H. Shaffer

Nays Aldermen Maddox, Schneider & Shumate
By Alderman Maddox. An ordinance appropriating the sum of \$570. for the purpose of paying the salaries of the members of the Board of Equalization. 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 Vote
Yeas Aldermen Crocker Davis Hume Low Maddox Mortimer Nitschke Redd Schneider Shelley Shumate Ulit

Nays None.
The ordinance was read the second time

Alderman Maddox moved to amend the ordinance by inserting in the caption and body of the ordinance the following "and to pay the first installment of damages allowed to Robt Phillips" The amendment was adopted, and the ordinance as amended was passed under suspension of the rule by the following vote
 Yeas Aldermen Crooker Davis Hume Low Maddox Mortimer Nitschke Redd Schneider Shelley Shumate Uelit 12
 Nays None.

Hal Mason
 Salary

By Alderman Maddox an ordinance appropriating the sum of \$20.00 for the purpose of paying the salary of Hal Mason as Porter at the City Hall during the absence of W. Harrison on leave of absence the ordinance was passed under suspension of the rules by the following vote.

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

St. Wood W 12th St

By Alderman Crooker An Ordinance appropriating the sum of \$50. for the purpose of doing work on W 12th Street, between West Avenue and Shoal Creek. The ordinance was read the first time and on motion was referred to the Street Committee

Extra station

By Alderman Nitschke An Ordinance appropriating the sum of \$250. for the purpose of paying for extra street labor. The ordinance was passed under suspension of the rules by the following vote

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

Cemetery Gate

By Alderman Uelit An ordinance appropriating the sum of \$5.00 for the purpose of erecting a gate on the east side of the City Cemetery. The ordinance was passed under suspension of the rules by the following vote

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

Alderman Maddox offered the following resolution which was read and adopted

Encomiast
 Sam Harlan
 Sept 8 1893.

Whereas the Honorable Samuel Harlan of Austin, is an applicant for the position of Superintendent of Public Buildings and grounds;

And whereas he is well known to the citizens of Austin as thorough competent to fill that position and has filled it for several years with credit to himself and has succeeded as none of his predecessors have done in adorning and beautifying the Capital grounds and thereby greatly improving the appearance of our City

Now, therefore, it is resolved by the City Council of the City of Austin that they most heartily recommend him for said position to the favorable consideration of the honorable

Dr. W. Lanham and respectfully request his appointment
On motion the clerk was directed to furnish Dr. W. Lanham with a copy of this resolution

Fred Stenzing
leave absence
pro. Schneider
leave absence

On motion of Alderman Shelley leave of absence was granted to Assessor Callerton Stenzing for two weeks

On motion of Alderman Low, Sanitary Inspector Schneider was granted a two weeks leave of absence.

Austin Electric
RR Co. to change
tracks

Alderman Nitschke offered the following resolution
Resolution approving change of tracks of Austin Electric Railway Company on east Sixth and Attagae streets

Be it resolved by the City Council of the City of Austin that permission is hereby granted the Austin Electric Railway Company, successors to the franchise heretofore granted the Austin Rapid Transit Railway Company, to remove its tracks, poles and wires from Waller to Attagae on east Sixth streets and on Attagae to Seventh street and eastward on Seventh street and in lieu thereof to build its tracks, poles etc, on Waller street to Seventh street and eastward on Seventh street to Attagae street to a connection with its present track and to maintain said line so changed as part of its street railway system under the said franchise heretofore granted to said Austin Rapid Transit Railway Company

Alderman Maddox moved to amend the resolution by adding thereto " provided the Railway Company shall put the streets in as good condition as they were before making the change" Alderman Nitschke accepted the amendment, and the resolution as amended was passed.

Side Walk
ordinance

The Mayor laid before the Council the reports of the Street Committee upon the ordinance providing for a system of side walks for the city, together with the substitute ordinance prepared by the Committee. The substitute was read for information and on motion was laid over until the next meeting of the Council and was ordered published in the minutes of the Council

The following is the substitute offered
An Ordinance

An ordinance providing for a system of side walks for the City of Austin, and fixing the relative width of sidewalks and passage ways for vehicles on the streets of said City

Be it ordained by the City Council of the City of Austin: Section 1. That the following rules are hereby prescribed, fixing the width of sidewalks in the City of Austin, viz:

- On Congress Avenue, between eleventh street and the Colorado River, 18 feet on each side of street
- On 6th street from eastern to western limits of the city, 10 feet on each side of street.
- On Lavaca street from 11th to 19 streets, 10 feet on each side
- One block east and west from Congress Avenue on 1st, 2nd, 3rd,

4th, 5th, 7th, 8th, 9th, 10th and South side of 11th streets, 10 feet on each side

On all other streets, as follows, viz: On streets 25 to 30 feet wide, a walk of three feet on each side; On streets 30 to 40 feet wide, a walk of 5 feet on each side; On streets 40 to 50 feet wide, a walk of 6 feet on each side; On streets 50 to 60 feet wide, a walk of 10 feet on each side; and on all streets not otherwise provided for which are 60 feet wide and over, one fourth of the distance between property lines shall be set off on each side of the street for side walks and grass plots - leaving one half of the distance for passages of vehicles, and on such vehicle passage ways, there shall be no poles, trees or other obstructions, except street car poles in Centre of Congress Avenue.

Section 2. That in the execution of all future street improvements, the rules hereinbefore prescribed, shall be strictly observed, and all ordinances, and parts of ordinances in any wise conflicting herewith, are hereby repealed.

The Mayor then laid before the Council the report of the Street Committee upon an ordinance requiring the removal of poles from certain streets of the City, together with a substitute for said ordinance, submitted by the Committee with their report.

The substitute was read and on motion was adopted in lieu of the original ordinance.

Alderman Schneider moved that the matter be postponed until the next regular meeting, and that the ordinance be published in the printed proceedings of the Council which motion prevailed.

The following is the ordinance

An Ordinance

Ordinance requiring the removal of poles from certain streets of the City of Austin

Be it ordained by the City Council of the City of Austin: Section 1. That all telegraph, telephone, electric light, trolley or other poles for the support of wires at present erected or situated on Congress Avenue from first street to eleventh street and on Sixth Street from Rio Grande Street to East Avenue, shall be removed from time to time as may be directed by the City Engineer and Street Committee, but no order shall be given for the removal of said poles by said City Engineer and Street Committee until thirty days before permanent work is begun on the streets from which said poles are directed to be removed; and, provided, that the street car Company may construct iron bracket poles between main tracks at lower grades and of such construction as may be provided by said Engineer and Street Committee.

Section 2. The City of Austin hereby reserves the right to cut down the poles authorized to be placed in the streets, under the terms of this ordinance.

In resolution the Council adjourned
Geo. Johnson
City Clerk