

Regular Meeting of the City Council

Austin Texas September 16 1907

Hon F M Maddox, Mayor, presiding

Roll called

Present Aldermen Armstrong Crooker Cuneo Haynes Meredith Miller Moore Moreland
Redd Smith & Wilhelm 11

Absent Aldermen Petri & scott 2

On motion the minutes were approved as recorded by the Clerk without reading,

Petitions, Memorials etc .

By the Mayor ,Petition of T B Cheek, asking to have certain Pound fees paid
by him refunded Read and on motion referred to the Committee on claims and
accounts

By Alder man Haynes Petition of Tom Hamilton ,asking the remission of fine
assessed against him in the Recorders Court Read and on motion referred to
the Police Committee,

On motion of Alderman Moore the Mayor was instructed to discharge the prisoner and
remit the fine of one W E Thornton now in custody of the City Marshal,

By Alderman Wilhelm Petition of Hermenschmiel , asking to have certain
pound fees remitted Read and on motion the petition was granted

By Alderman Redd Petition F C Malone asking leave of absence for fifteen days
with pay ,On motion the request was granted

By Alderman Crooker ,Petition of Brick Stone and Cement contractors asking
that the City Engineer be allowed an assistant ,Read and on motion referred
to the street committee

By Alderman Meredith ,Petition of W F Hanky for permission to put in a wagon
scale corner of asylum avenue and 31 street On motion the petition was referred
to the street committee

The Mayor laid before the Council a communication from the Chief of the
Austin Fire Dept asking an appropriation of \$100.00 for defraying his expenses
to the meeting the International Association of Fire Engineers,which holds conven-
-tion in the City of Washington City ,Oct 8 1907 , Read and on motion referred
to the Fire Committee

The Mayor laid before the council a petition from L M Layton asking permission
to erect a sign in front of his office on west 8 street Read and on motion
referred to the street committee

The Mayor laid before the council a communication from Albert Raatz Instructor
of Physical Culture, for permission to take his pupils out for asprint on the
different streets On motion the petition was granted

Reports of City Officers

The Mayor laid before the council the reports of the City Treasurer ,the City
Marshal for the month August 1907 which were referred to their appropriate
committees with out funding

Report of Standing Committees

Alderman Moore for the Water and Light Committee to which was referred a
petition of Citizens for the improvement of the corner of Congress and 14 streets

Petitions of
J B Cheek to
refund pound fees

Tom Hamilton to
remit fine

W E Thornton
remit fine

Hermenschmiel
pound fees

Brick Stone & Cement
Contractors for City
Engineer

W F Hanky
to put in wagon
scale

C L Woodward for
appropriation to
pay expenses to meeting
Int. Ass. Fire Engineers

L M Layton to
erect sign

A Raatz pupils
to sprint on streets

Reports of
Officers

Standing
Committees

presented the following resolution which was read and adopted
Be it resolved by the City Council of the City of Austin:

That the Water and Light Commission is hereby requested to place fire
hydrants and six inch mains at the following street corners:

Cor 14 and Concho

Cor 14 and Chicon

Corner 14 and Salina City of Austin

Alderman Read for the street committee to whom was referred the petition of
Mrs Georgie F Cox asking to have a certain alley opened, presented a
report stating that Mr The treasurer is at work opening said alley hence
we do not think it necessary to take any further action at this time
The report of the committee was adopted

Alderman Read for the street committee to whom was referred a petition
of Citizens asking to have a water trough placed on east 12 street and
Chicon street, presented a report stating that owing to the condition of the
water and light fund they recommended that the petition be not granted,
The report of the committee was adopted

Alderman Read stated that there were other petitions in the hands of the
committee but that a part of the committee were out of the City and as
they desired a full committee to act upon these matters, they asked for
further time in which to report on these On motion further time was granted
Alderman Crooker moved that the street committee be authorized to dispose
of an old mule belonging to the City and purchase a horse for the use of
the street Boss, which motion prevailed

Alderman Haynes for the Finance committee to whom was referred the reports
of the report of the Assessor & Collector and the Clerk for the months
of July & August and that of the Treasurer for the month July 1907
presented a report stating that they had checked with the books and found
to be correct The report of the committee was adopted

Alderman Cuneo moved that the Marshal be directed to file charges in the
Recorder's court against all persons violating the provisions of the fire
ordinance which motion prevailed

Alderman Haynes stated that Alderman Petri Chairman of the committee on Claims
and accounts was out of the City, and asked for further time in which to
report on matters referred to that committee which request was granted

By Alderman Crooker for the Cemetery committee to whom was referred the
report of the Sexton for the month of July, presented a report stating that
same had been examined and found correct The report was adopted

Alderman Meredith for the Market committee to whom was referred the matter
of telephones for the different City Officials presented a report and
the following resolution which was adopted:

Resolution

That, whereas, by virtue of negotiation agreements between the City of Austin and
Tele. Exp. & Telephone Company and the City of Austin, and between the Austin
City Telephone Company and the City of Austin, entered into on or about 1906, the

Streets Run Exp to
open alley

Water trough
12th St

It is authorized
to dispose of old
mule & purchase
horse for street
bossman

Finance officer
reports

Marshal directed
to file complaints
for violating fire
ordinance

Alderman report

Resolution

said companies agreed in said franchises as follows: The said Southwestern Telegraph & Telephone Company agreed that in consideration of the granting of the franchise to it by the City of Austin to do business within its corporate limits, to give and grant to the City of Austin one free telephone, that is, one telephone at the City hall free of cost to the City of Austin, and to give and grant to the Officers of the City of Austin a 25% discount on all telephones to said officers; and

Whereas in the franchise granted to the Austin City Telephone Company, in consideration of the granting of the franchise to the Austin City Telephone Company by the City of Austin, the City of Austin was to receive free of charge to the City of Austin fifteen (15) telephones to be used in the conduct of its official business, as designated by the council of the City of Austin; Now, therefore, in consideration of said grants in said franchises, the City of Austin, acting by and through its Council, do hereby direct the Southwestern Telegraph & Telephone Company to install one free telephone at the Police Station in the City of Austin. They do further instruct in accordance with said franchise agreement the said Southwestern Telegraph & Telephone Company to install in the Mayors Office one telephone in the City Assessor and Collectors office one telephone in the City Clerks office one telephone in the City Hospital one telephone in the City Pound Masters residence one telephone. All of said above phones to be paid for by the City. And be it further ordered by the City Council of the City of Austin that the Austin City Telephone Company be ordered to distribute the 15 free telephones as follows:

The Mayors office 1 phone

The Police Station 1 phone

The assessor and collector 1 phone

The City Clerk 1 phone

The City Hospital 1 phone

The City Engineers office 1 phone

The Citysust o Public Schools 1 Phone

The Chief of Police (residence) 1 phone

The City Streetcleaner 1 phone

The City Pump station 1 phone

Six (5) Street phones

That said Austin City Telephone Company is hereby instructed to place in the following fire company buildings one phone each-said phones to be circuit phones:

Washington fire co 1 phone

Colorado fire 1 phone

Protection fire co 1 phone

East Austin fire co 1 phone

South Austin fire co 1 phone

North Austin fire co 1 phone

West Austin fire co 1 phone

Rocky Hill fire co 1 phone

That the Council, Mayor of the City of Austin do hereby order the City of Austin to pay for the same.

phones to be paid for by the City By Austin City Telephone Company
Fire Chief 1 phone

City Pump Station 1 phone

City Electrification 1 phone

Asst Chief of fire department 1 phone

Recorder of fire department 1 phone

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

Alderman Smith moved that the City Marshal be allowed an old phone at his residence to be paid for by the City which motion was lost by the following vote

Yeas Aldermen Miller & Smith 2

Nays Aldermen Armstrong, Crooker, Cuneo, Haynes, Meredith Moore, Moreland, & Wilhelm 8

Aldermen Smith & Moore asked to be excused The Council refused to excuse the Aldermen by the following vote,

Yeas Aldermen Haynes Miller 2

Nays Aldermen Armstrong, Crooker, Cuneo, Meredith, Moreland, & Wilhelm 5

Unfinished business

The Mayor laid before the Council an ordinance amending the Pound ordinance

The ordinance was read the third time, Alderman Wilhelm moved to lay on the table subject to call which motion prevailed by the following vote,

Yeas Aldermen Armstrong, Haynes, Meredith, Miller, Wilhelm & the Mayor 6

Nays Aldermen Crooker, Cuneo, Moore Moreland, & Smith 5

Alderman Crooker moved to take from the table the ordinance amending the Pound the ordinance which motion prevailed. Alderman Crooker moved that ordinance do now pass, which motion was lost by the following vote,

Yeas Aldermen Crooker, Cuneo, Moore & Smith 4

Nays Aldermen Armstrong, Haynes Meredith, Miller, Moreland, & Wilhelm 6

The Mayor laid before the Council an ordinance appropriating the sum of \$ 400.00 for the purpose employin, extra street labor & teams,

The ordinance was read the third time and passed by the following vote,

Yeas Aldermen Armstrong, Crooker, Cuneo, Haynes Meredith, Moore Moreland, Smith & Wilhelm 9

Nays Alderman Miller 1

The Mayor laid before the Council an ordinance appropriating the sum of \$100.00 for the purpose of paying certain approved accounts

The ordinance was read the third time and passed by the following vote,

Aldermen Armstrong, Crooker, Cuneo, Haynes Meredith, Miller Moore Moreland, Smith & Wilhelm 10

Nays none

New business

Alderman Haynes moved the following resolution which was read and adopted

Be it resolved by the City Council of the City of Austin That the Mayor

and Finance Committee be and they are authorized to agree with the City

Treasurer to pay over to the City Hall account for an amount sufficient

*Amendment to
Pound Ordinance*

Approved account

See City Hall

.to complete the New City Hall building
The Mayor laid before Council an invitation from Austin Hook and Ladder Co No 1 to attend the 50 th anniversary of the organization of said company
On motion the invitation was accepted.

The Mayor laid before the Council an ordinance appropriating the sum of \$355.56 for the purpose of refunding amounts on unearned licenses to parties who have quit business. 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 Armstrong, Crocker, Cuneo, Haynes, Meredith, Miller, Moore, Moreland, & Wilhelm

Nays Alderman Smith

9
1

By Alderman Moreland an ordinance ordering an election to fill the vacancy caused by the resignation of Alderman Powell as Alderman of the second ward, The ordinance was read the first time, Alderman Cuneo moved to refer it to the ordinance committee, which motion was lost by the following vote,

Yeas Aldermen Armstrong, Cuneo & Smith

3

Nays Aldermen Crocker, Haynes, Meredith, Miller, Moore, Moreland, & Wilhelm

7

Alderman raised the point of order that the ordinance was out of order because a similar ordinance had heretofore been presented to the Council and referred to the ordinance committee and was still in the hands of that committee, and had never been reported back to the Council. The Mayor decided that the point of order was not well taken, and put the question "shall the decision of the chair be sustained" The decision of the chair was sustained by the following vote,

Yeas Aldermen Crocker, Haynes, Meredith, Miller, Moore, Moreland, Smith & Wilhelm

8

Nays Aldermen Armstrong, & Cuneo

2

Alder Miller moved to suspend the rule and place the ordinance on its second reading, which motion was lost by the following vote,

Yeas Aldermen Crocker, Haynes, Meredith, Miller, Moore, Moreland, & Wilhelm

7

Alderman Smith moved to reconsider the by which the Council refused to suspend the rule and place on its ~~third reading an ordinance appropriating the sum of \$100.00 for the purpose of paying approved accounts, which motion prevailed~~

second reading an ordinance appropriating the sum of \$355.56 for the purpose of refunding amounts on unearned licenses to parties who have quit business which motion prevailed, by the following vote,

Yeas Aldermen Armstrong, Crocker, Cuneo, Haynes, Meredith, Miller, Smith & Wilhelm

8

Nays Aldermen Moore & Moreland

2

A motion was then made to suspend the rule and place the ordinance on its second reading, which motion was lost by the following vote,

Yeas Aldermen Armstrong, Crocker, Cuneo, Haynes, Meredith, Miller, Smith & Wilhelm

8

Nays Aldermen Moore & Moreland

2

Alderman Cuneo offered the following resolution,

Whereas it has come to the knowledge of the City Council of the City of Austin that there is now no money in the treasury of the City of Austin for the purpose of

Mistake in
list of C. to
substantiated

Appropriation to
refund unearned
licenses

Ordinance ordering
election held 2 Nov

Approved & signed
Ord refunding
see page 5

R.R. Co., asked
to put in gates
at Leppert

Resolution, City
Atty to investigate
use of certain streets
by R.R. Co.

Ordinance
regulating numbering
of houses.

Marshal directed
to enforce Sunday
law.

Street
light by Speedway

See Last Term

Railway Company, the International & Great Northern Railway and the
Houston & Texas Central Railway Company at the intersection of third
street and congress Avenue, and whereas by reason of said increase of
travel by said railroads said crossing has become very dangerous to
the public travel

Now therefore be it resolved by the City Council of the City of Austin
that said Companies be and they are hereby requested to place at
said crossing automatic gates or some such contrivance, suitable to the
City of Austin, for the protection of public travel On motion the
resolution was referred to the street committee

Alderman Read offered the following resolution, which was read and adopted
Whereas it has come to the knowledge of the Council, by petition and
otherwise, that the Rail road Companies having track facilities in the
City are now using certain streets and portions of streets in the City,
for the purpose of storage and leaving to stand, and switching certain
cars, much to the annoyance and inconvenience of the citizens living near
said tracks, and whereas it appears to the City Council that the use of said
streets by said companies is an unlawful use Therefore be it resolved
by the City Council of the City that the City Attorney be and he is
hereby ordered to investigate the rights of said companies in the
premises and to enjoin the unlawful use of said streets by said Railroads
By Alderman Wilhelm an ordinance prohibiting persons, firms, or corporations
from numbering residences or houses other than in the rightful number
according to the street and location, and providing for a penalty for
the violation thereof The ordinance was read the first time and on
motion was referred to the street committee

Alderman Wilhelm offered the following resolution which was read
and adopted, Be it resolved that the City Marshal is hereby instructed
to strictly enforce the Sunday law that was passed by this body a short
time ago and keep same in force from time to time until this law is
otherwise changed

~~which was read and adopted~~ Alderman Meredith offered the following resolution which was read
and on motion referred to the Water & Light committee,

Be it resolved by the City Council of the City of Austin Texas;

That the Water, Light and Power Commission of Austin, Texas, be and are
hereby requested to have placed at the intersection of twenty seventh
street and the Speedway a light, same to be placed on the west side of
the Speedway

By Alderman Read, an ordinance appropriating the sum of \$200, for the
purpose of employing extra street labor for the night, The ordinance was read
the first time and a motion was made to suspend the rule and place it on its
second reading, which motion was lost by the following vote,

Yeas Aldermen Crocker, Miller, Moore, Josephson, Smith, & Williams
Nays Aldermen Arundson, Connelley, Mayne, & Meredith

*City City directed
to open street*

Aldermen Willard offered the following resolution which was read and adopted,
Be it resolved by the City Council of the City of Austin, that the City attorney
be and is hereby instructed to take such legal steps as are necessary to open
a street through the east 25 feet of block no 1 of subdivision about lot number
thirty six (36) of division " B " Austin City outlots according to a plat of
sub-division of outlots 34, 35, 36, 45, 46, 57, & 88 of division " B " on record in
the County Clerks Office of Travis County Texas

Alderman Haynes moved to - ~~to limit the amount of dirt from the New City
Hall building to five (5) blocks unless ordered by the City~~
~~Hall committee which motion prevailed~~ *No Vote taken on this motion*

On motion the Council adjourned

Jno O Johnson City Clerk