

Regular meeting of the City Council
Austin, Texas, April 3rd 1905
Hon R. B. White, Mayor, presiding
Roll Called

Present Aldermen Crocker Haynes Hume Macken Maddy
Miller Moore Titche Redd Schneider Shelby Humale
Smith Tilit
Absent None

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

Petitions, Memorials etc

Pet. D. W. Weaver
to put in
wagon scale

Alderman Moore - petition of D. W. Weaver for
permission to put in wagon scale on San Marcos
between 1st and 2nd streets. Read and on motion
referred to the Street Committee, with power to act.

Reports of City Officers

Reports City
Officers

The Mayor laid before the Council the reports of the Clerk
the Physician and the Sexton for the month of March 1905
which were on motion referred to their appropriate
Committees, without reading.

Reports Stdy
Committees

Reports of standing Committees

Finance officers
reports

Alderman Haynes for the Finance Committee to whom
was referred the reports of the Assessor & Collector, the
Clerk and the Treasurers for the month of Feb'y 1905 presented
a report stating that they had been examined and
found correct. The Committee's report was adopted.

Cemetery
ordinance
uniform & fees.

Alderman Tilit for the Cemetery Committee to whom
was referred an ordinance amending Act 21,
Chapter 2, Title 3 of the Revised Civil ordinances of
the City of Austin, presented a report recommending
that it do pass. On motion the report was laid over
to come up with the ordinance under the head of
unfinished business.

Police Marshals
reports

Alderman Shelby for the Police Committee to whom
was referred the reports of the City Marshal for the
months of August to Dec 1904, and for Jan'y & Feb'y 1905,
presented a report stating that they had been
examined and found correct. On motion the report
was adopted.

Streets
amending int. of
Codes
out. removal of

Alderman Titche for the Street Committee to whom
was referred an ordinance amending Act 84 of
the Revised Civil & Criminal ordinances of the City,
presented a report recommending it do pass. Read and on motion
laid over to come up with
the ordinance under the head of unfinished business.

Streets Road
Drain Cuts

Alderman Titche for the Street Committee to whom
was referred a petition from Citizen or Dr. A. Austin asking that
a certain road or street be opened, presented a report

Special MK&A.R.R.
Closing Streets & Alleys

recommending that the petition be granted. On motion the report was adopted.
Alderman Haines for the special Committee's action was referred an ordinance to release unto the MK&A.R.R. all rights acquired by the City in and to all these streets and alleys in outlots Nos 31 & 32 Div. O. which were dedicated to public use by J.C. & M.M. Kirby and declining to accept said dedication, presented a report recommending the passage of the ordinance. The report was read and on motion was laid over to come up with the ordinance under the head of Unfinished business.
The Mayor elected Aldermen were on motion invited to seats in the Council Chamber.

Unfinished business
Council Ordinance

Unfinished business
The Mayor laid before the Council an ordinance extending the bound limits of the City of Austin. The ordinance was read the third time and passed by the following Vote
Yeas Aldermen Crocker Haines Hume Macken Muddox Miller Moore Nitcuke Schneider Shelby Shumate Smith & Whit 13

MK&A.R.R. & Close
Streets & Alleys
Div. O.

Nays Alderman Redd 1
The Mayor laid before the Council an ordinance to release unto the Missouri, Kansas & Texas Railway Company all rights acquired by the City in and to all these streets & alleys in outlots Nos 31 & 32 Div. O. which were dedicated to public use by J.C. & M.M. Kirby and declining to accept said dedication.
The ordinance was read the second time.
Alderman Moore moved to amend same by inserting after alleys in Sec 2, the following
"This ordinance is not intended to in any way release to said Railway Company any portion of Spence Street"
The amendment was adopted and the ordinance passed under suspension of the rule by the following Vote
Yeas Aldermen Crocker Haines Hume Macken Muddox Miller Moore Nitcuke Redd Schneider Shelby Shumate Smith & Whit 14

Separate Coach
Ordinance

Nays None.
The Mayor laid before the Council an ordinance providing for separate compartments for white and negro race in street railways and electric railways, and providing for a penalty for the violation thereof. The ordinance was read the second time and on motion of Alderman Crocker awaiting the passage of a law by the State Legislature on the subject.
The Mayor laid before the Council an ordinance amending Art Chapter 11 of the Revised Code and

Criminal Code of the City of Austin

The ordinance was read the second time

Alderman Shelley offered the following amendment which was read and adopted "Provided that in the absence of a Majority of the Street Committee, the remaining members together with the Mayor and City Engineer may give such permission"

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

Yeas Aldermen Crooker Haynes Hume Macken Maddox Miller Moore Redd Schneider Shelley Shumate Smith & Whit

13

Nays None

Cemetery ordinance
Fees + Uniforms

The Mayor laid before the Council An ordinance amending Article XI. Chap. 2 Title 3. of the Revised Civil Ordinances of the City of Austin. - The ordinance was read the second time Alderman Whit offered the following amendment which was read and adopted "and that the City of Austin shall purchase a canopy of suitable design to be used for the protection of families during rain or extremely hot weather"

Alderman Schneider moved to amend by adding the following "And he shall have sand on hand to place in grave so it shall make no noise when filling in the grave." The amendment was lost and the ordinance passed under suspension of the rule by the following vote

Yeas Aldermen Crooker Haynes Hume Miller Moore Whit Shelley Shumate Smith & Whit

10

Nays Aldermen Macken Maddox Redd & Schneider 4

Pet L A W a f m
to change
assessment taxes

Alderman Crooker asked permission to present a petition which was granted.

By Alderman Crooker - Petition of L A W a f m for correcting or changing assessment for 1904. Read and on motion referred to the Committee on Claims & accounts.

Alderman Crooker moved that the Finance Committee & City Attorney be authorized to adjust certain financial matters with the American Nat Bank. which motion prevailed

By Alderman Macken An Ordinance appropriating the sum of \$204.00 for the purpose of refunding to the Mayor, this amount paid by him as expense for himself and Alderman Maddox & V L Brooks to the Lewis to confer with bondholders in the year 1902.

The Ordinance was read the first time and passed under suspension of the rules by the following vote

Yeas Aldermen Crooker Haynes Hume Macken Miller Moore Whit Redd & Schneider Shelley Shumate Smith & Whit

13

Nays none from city Alderman Maddox

1

\$204.00 Refunded
Mayor.

President of the Council Shelley in the Chair
The Chairman laid before the Council the following Message
from the Mayor.

Mayors Office April 8th 1906
Gentlemen of the City Council:

Mayors Message.

The present meeting of the Council will end my official connection with the City as its Mayor. In view of this fact it would not be advisable or proper for me to submit for your consideration recommendations concerning future policies to be followed.

I shall, therefore, confine this report to a statement of what has been done during the time that I have filled the chief executive office of the City. Part of this statement is covered by former reports, but the fact that during the entire four years of my administration a pre-determined and continuous line of policy has been pursued with reference to all subjects of grave Municipal concern, and the further fact that the period on this date comes to a final close, render it proper and necessary for me in this report to cover the whole period, in order that the facts presented may be seen in their proper connection and understood.

For a statement of what those policies are, I refer you to my annual report of date April 15th 1901. It is likewise proper for the same purpose to preface this report with a statement of the difficulties which confronted the City at the beginning of that period, and which occasioned the inauguration of the policies referred to.

These difficulties are well known to our citizens, but are too often forgotten or overlooked by them when they are confronted by present and irritating necessities for municipal economy, directly arising therefrom. Long prior to my inauguration as Mayor, it was decided by competent authority that the City should incur an indebtedness sufficient in amount to erect the dam across the Colorado river, and a complete water, light and power system for public use.

The estimated cost of the enterprise was originally \$1,400,000. Bonds to that amount were issued, but it was subsequently found necessary to issue additional bonds in amount of \$200,000, in order to complete the work. The most sanguine advocates of the plan probably did not think at that time, and have never since thought that the existing taxable values of the City were sufficient to meet the erection of that amount of indebtedness to be paid by taxation. But it was calculated that the water power developed would be

greatly in excess of that required by the City, to operate its plant, and that the surplus power could and would be let to manufacturing enterprises at low rates thus increasing the revenues of the City, both directly, by the proceeds of such surplus power, and incidentally by the increase of taxable values incident to the installing of the proposed manufacturing plants, it was also calculated that the City would itself in the future take water from its own plant for fire protection and other public purposes, thus saving the profits theretofore realized by the private Corporation, for such service none of these calculations materialized. There was no surplus power developed by the erection of the dam. None of the manufacturing establishments came in its wake. The speculative influence of property values following the inauguration of the enterprise furnished a basis for increase in taxation that verged dangerously near legalized confiscation of property; but it became absolutely necessary to maintain such inflated values on the assessment rolls in order to escape the humiliation of default in interest payments on the outstanding bonded indebtedness.

Although taking water for public use from its own plant, the City found itself bound by contract to pay by arrear rental for similar service to a private Corporation for a generation in the future. In addition to all this disaster came to the plant, and destroyed more than \$600,000, in value of its physical properties, but in no wise effected the liability of the City to pay the bonds issued for its construction.

The City having already outstanding a bonded indebtedness exceeding the maximum permitted by the State Constitution, was powerless to incur a challenge of additional debt in order to replace the property destroyed. Such in a general way was the situation that the City government was called on to meet when I was first inaugurated Mayor on April 15th 1904.

City Finance

The total bonded indebtedness was \$1,636,000, of this amount \$325,000 bore interest at the rate of 6% per annum; and the remainder, viz. \$1,311,000 bore interest at the rate of 5% per centum. The total annual interest charge against the City was, therefore \$85,000. In addition to this, the City by virtue of the provision of its charter and the State Constitution was bound to raise annually a sum equal to 2% of its outstanding

Page 312

Missing

in

Original

It also just as certainly and directly militates against the interest of the Creditor, by impairing the Value of his Security and reducing the probability of the payment of the debt.

It was this Consideration that induced so many of our Creditors to voluntarily reduce the rate of interest on their bonds. The City said to them in effect, the amount of Money that we owe you is greater than our maximum tax levying power will enable us to pay on the basis of present Taxable Values. But a levy of the maximum Tax rate permitted by Law through a long series of years will still further depreciate the Value of our property, for such a Course will not leave our Citizens sufficient income from their property to enable them to live and prosper. Therefore, the direct consequence of such a Course will be a steady and continuous decrease in property Values, and a corresponding decrease in the returns to you in the form of interest on your bonds from year to year. A great Majority of the Creditors of the City, as we have seen above acknowledged the Validity of this argument. But not all of them have yet done so, and old bonds to the amount of \$333,500, are still outstanding, \$320,000 in amount of these bonds bear interest at the rate of 5% per Annum and the remainder, viz: \$13,500 bear interest at the rate of 6% per Annum. Most of the holders of these bonds have filed Mandamus Suits against the City to Compel the payment of interest on their securities according to their legal tenor and effect. The City has contested these Cases in the Courts, because justice to our more liberal Creditors, who in the hour of our distress voluntarily reduced the rate of interest on their securities, demands that their interest as reduced, should be paid promptly when due. This cannot be permanently done if the interest at the old rate be paid on the bonds involved in the litigation.

The judgments obtained against the City in the Mandamus Suits have recently been reversed and remanded by the Court of Civil Appeals; and I confidently hope that all of our Creditors will soon satisfy themselves that it is to their pecuniary interest as well as to ours to accept our refunding bonds and interest at the rate of 3% per Annum in lieu of their present bonds which cannot be discharged according to their legal tenor and effect because of the financial inability of the City to pay them.

A total of \$83,240. of interest is even due on the bonds that have not been refunded. Annexed to this report and marked "Exhibit, A," is a statement showing the amount of money on hand in each fund of the City on April 15th 1901; also a statement marked "Exhibit, B," showing taxable values of the City for each year since my inauguration; also a statement marked "Exhibit, C," showing the rate of taxation for the various purposes during each year embraced in this report; also a statement marked "Exhibit, D," showing the amount of money collected under such levies, and from all other sources; also a statement marked "Exhibit, E," showing the amount and character of each appropriation made; also a statement marked "Exhibit, F," showing amounts of money at present on hand in each of the various funds, and also a statement marked "Exhibit, G," showing cash on hand April 1st 1901, in water, light and power department; collections and expenditures there in since said date, cash now on hand, and present indebtedness. It is thought that these statements embrace a full and detailed account of my stewardship as mayor, in so far as the receipt and disbursement of money is concerned.

Water and Light

Some complaint and friction have been engendered by the management of the City Water, Light and Power Plant. But when it is remembered that the plant was virtually destroyed less than five years ago, and that the management has since that date without the aid of the taxing power, rehabilitated the plant, and that it is now furnishing to our people light and water at lower rates than obtained elsewhere in the State, our citizens should really congratulate themselves on the outcome. The destruction of the dam at a time when the City had not one dollar of debt creating capacity, forced a raise in the rates for service and compelled the management to install machinery which was not of the most economical or approved type. But their policy was in my judgement, fully justified, indeed it was imperatively required, by the emergency occasioned by the disaster, and cannot be made the basis for just or intelligent censure.

The various and costly litigation incident to the contract between the Austin Water, Light and Power Company and the City on the contract for hydrant rentals has been settled on terms highly advantageous to the City. On August 24th 1902, a contract was concluded between the City and the Lessee of the water, light-

and Power Company by virtue of the terms of which the existing Contract for hydrant rentals were cancelled and the entire physical properties of the Company were transferred to and became the property of the City. The purchase price promised to be paid by the City is \$175,000, payable in annual installments of \$22,500. Three of these installments have already been paid. In addition to this, the Contract of settlement provides for the payment of all money due by the City to the Company for hydrant rentals which accrues prior to the date of the sale in similar installments. These accrued hydrant rentals, most of which had already been reduced to judgment amount to \$84,331.25. If the Contract of settlement had not been made and the liability of the City had continued for the Contract period on the Contract for hydrant rentals, more money would have been paid thereunder than the entire purchase price of the plant, at the same time the City would not have derived one dollar of benefit from the performance of the hydrant rental Contract, because it would have been compelled during the whole period by reason of the restricted territory reached by service from the old plant to have operated its own plant and to have taken therefrom water for all the purposes embraced in the hydrant rental Contracts with old Company. Relief from the obligations of the Contract was therefore worth more than the purchase price promised to be paid, to say nothing of the advantages obtained by the City by reason of the termination of the litigation, the removal of competition, and the acquisition of the physical property of the old plant.

Street Paving

On July 15th 1901, an Ordinance was enacted by the City Council creating a permanent paving fund, and appropriating thereof forty per cent of all future collections made for the general street fund. The intention of the Council in enacting this ordinance was to insure the expenditure of the percentage mentioned of the street fund in permanent street improvements on our most important highways as distinguished from more temporary improvements on other streets. Since the enactment of the ordinance mentioned, \$28,267.81 have been transferred to the permanent paving fund, and the sum of \$17,470.67 has been expended therefrom for the erection of a storm water sewer on Congress Avenue, and other work preliminary to paving that street with vitrified brick. The storm water sewer has been completed and substantial progress has been made in the actual work of paving. The City is to be congratulated on this result. It is the first street paving work that has ever been done in Austin.

The Character of the work is of the best, the desirability of having this street is admitted by all, and it is especially fortunate that in the midst of all our financial difficulties, the Municipal funds should have been for the first time so well managed as to permit the inauguration of the enterprise and to furnish a safe and conservative plan for its complete execution.

New City Hall.

The cramped and inadequate quarters of the City Government in the present City Hall has long rendered a new one highly desirable. The Council on October 19th 1904, in recognition of this fact, passed a resolution creating a new City Hall fund, to be formed by appropriating thereto ten per cent of all monies thereafter to be collected by ad valorem general revenue taxation, after deducting from the general revenues collected twenty five per cent of the total collections, which had previously set apart for street improvement purposes. This action insures the ultimate accumulation of a fund sufficient in amount to erect a City Hall commensurate in size and appropriate in appearance to be the home of the City Government of the Capital of Texas.

The above report is believed to show the general policies followed during my administration, and the annual tabulated statements are intended to present the details. I respectfully refer you to the reports of the heads of the various departments for a more detailed statement of their respective affairs. I also refer you to these reports for a statement of the present needs of the various departments. But I myself make no recommendation as to your action thereon for the reasons stated in a previous portion of this report.

In conclusion I desire to acknowledge the great appreciation which I feel for the efficient and disinterested cooperation received at the hands of all other members of the City Government. So their assistance is largely due the credit for whatever of good has been accomplished in the administration of Municipal affairs during the past four years, and it is proper and just that the fact should be here recorded.

Respectfully,

A. C. White, Mayor

Exhibit "A"

showing the amount of money on hand in each fund of the City April 6th 1904.

General fund	\$16,555.51
Interest fund	20,402.40
Sinking fund	5,152.00
Interest on bonds issued prior to May 1st 1890	3,833.55
Street fund	186.74

The Treasurer held also bonds for the credit of the sinking fund amounting to \$10,000.00, and for the credit for the sinking fund of bonds issued prior to May 1st 1890, bonds amounting to \$9,000.00.

Exhibit "A"

Showing Taxable Values of the City for

the year	1900	8,831.887
"	1901	9,030.106
"	1902	8,847.569
"	1903	9,135.994
"	1904	9,650.457

Exhibit "B"

Showing the rate of taxation for the years as follows, viz:

For 1900	For the General Revenue	70¢ on each \$100.00			
	" Public Schools	30%	"	"	"
	" WW Tax	00	"	"	"
	" All bonds	08	"	"	"
	Total	1.11%			
For 1901	For the General Revenue	100	"	"	"
	" " Public Schools	33%	"	"	"
	" " Bonded Indebtedness	1.16%	"	"	"
	Total	2.50			
For 1902	For General Revenue	100	"	"	"
	" Public Schools	33%	"	"	"
	" Bonded Indebtedness	40	"	"	"
	Total	1.73%			
For 1903	For the General Revenue	1.00	"	"	"
	" " Public Schools	33%	"	"	"
	" " Bonded Indebtedness	1.00	"	"	"
	Total	2.33%			
For 1904	For the General Revenue	1.00	"	"	"
	" " Public Schools	33%	"	"	"
	" " Bonded Indebtedness	60	"	"	"
	Total	1.93%			

Exhibits "A" "E" & "F"

Showing amounts Collected, disbursed and balances,
from April 6th, 1901, to Dec 31st 1901,

Collected for general revenue, \$18,484.64
From other sources, 19,904.54
Balance April 6th, 16,555.57

54,944.69

Disbursed

53,091.04

1,853.65

Balance
Street Improvement fund,
Balance April 6th

55,377.32

186.74

55,240.6

Disbursed

5089.81

Balance

434.25

Permanent Paving fund

824.19

Red bonds, issued prior to May 1st 1890
Balance April 6th

2065.45

3833.55

5899.00

Disbursed

5898.02

Balance

.08

Water Works Interest Sinking fund
Sinking fund
Balance April 6th

36,262.84

5152.03

20,402.40

61,817.30

Disbursed

61,784.39

Balance

32.91

Public Schools

11,012.36

Disbursed

11,012.36

Showing amounts Collected, disbursed, and balances
from January 1st to December 31st 1902

Collected for general revenue
From other sources
Balance Jan 1st

\$ 67,532.53

23,405.92

1,853.81

92,792.26

Disbursed

74,926.28

Balance

17,865.98

Street Improvement fund
Balance Jan 1st

18,506.49

434.25

18,940.74

Disbursed

9,730.21

Balance

4,210.53

Permanent Paving fund

9002.35

Balance Jan 1st

824.19

Balance

4828.54

Old bonds issued prior to May 1st 1890.
Balance Jan 1st

8.683.64

08

8.683.64

Disbursed
Balance

3297.505.386.14

Water works, Interest sinking fund
and bonded indebtedness
Balance Jan 1st

101.009.16

32.91

101.042.07

Disbursed
Balance

81.490.5919.551.48

Public schools
Disbursed

30.650.97

30.650.97

Showing amounts collected, disbursed, and balances,
from January 1st to December 31st 1903
Collected for general revenue

463.830.96

207.98.77

From other sources

Balance Jan 1st

17865.98

102.495.71

Disbursed

84609.62

Balance

17886.09

Street Improvement fund
Balance Jan 1st

13.548.73

4210.53

17,759.26

Disbursed

15666.18

Balance

2093.08

Permanent Paving fund
Balance Jan 1st

8550.81

9828.54

18379.35

Disbursed

2404.25

Balance

15975.10

Old bonds issued prior to May 1st 1890.
Balance Jan 1st

823.86

5386.14

6210.00

Disbursed

5372.50

Balance

697.50

Water works interest sinking fund
and bonded indebtedness
Balance Jan 1st

42.684.58

19537.48

72.226.06

Disbursed

63726.25

Balance

8509.91

Public Schools	28,625.69
Disbursed	28,625.69
Showing amounts collected, disbursed, and balances,	
from January 1st to December 31st 1906	
Collected for general revenue	\$74,171.09
from other sources	24,188.14
Balance Jan 1st	<u>17,886.09</u>
	116,245.32
Disbursed	<u>99,069.64</u>
Balance	<u>17,175.68</u>
Street Improvement fund	14,917.67
Balance Jan 1st	<u>2,098.08</u>
	17,015.75
Disbursed	<u>13,107.79</u>
Balance	<u>3,907.96</u>
Permanent Paving fund	9,888.46
Balance Jan 1st	<u>15,975.10</u>
	25,863.56
Disbursed	<u>16,248.63</u>
Balance	<u>9,614.93</u>
Old Bonds issued prior to May 1st 1890	472.50
Balance Jan 1st	<u>697.50</u>
	1170.00
Disbursed	<u>965.00</u>
Balance	<u>205.00</u>
Sinking fund water & light bonds	5415.00
Balance Jan 1st	<u>75.00</u>
	5490.00
Disbursed	<u>5010.00</u>
Balance	<u>480.00</u>
Bonded indebtedness account	84,420.86
Balance Jan 1st	<u>6,957.41</u>
	91,378.27
Disbursed	<u>24,187.87</u>
Balance	<u>67,190.40</u>
Interest and sinking fund	
for the year 1906	6,191.53
Disbursed	<u>19,362.09</u>
Balance over draft	<u>13,170.56</u>
New City Hall account, transferred from old fund	6,000.00
Collected	<u>343.19</u>
	6,343.19
Public Schools	33,874.62
Disbursed	<u>33,874.62</u>

Exhibit "G"

Showing Cash on hand April 1st 1901, in the Water, Light and Power Department, Collections and expenditures, Cash now on hand and present indebtedness

Receipts for Water

From April 1st to Dec 31st 1901.	\$ 32,865.42
For the year 1902	49,535.24
" " " 1903	66,858.55
" " " 1904	56,705.18

Receipts for Light

From April 1st to Dec 31st 1901.	27,679.79
For the year 1902	48,856.77
" " " 1903	51,464.12
" " " 1904	51,115.00

Receipts for Power

From April 1st to Dec 31st 1901	2,872.00
For the year 1902	10,496.97
" " " 1903	4,644.36
" " " 1904	4,951.48

Expense of the Water Department

From April 1st to Dec 31st 1901	21,485.33
For the year 1902	37,265.85
" " " 1903	48,176.17
" " " 1904	43,197.59

Expense of Electrical Department

From April 1st 1901, to Dec 31st 1901.	19,288.28
For the year 1902	36,932.56
" " " 1903	49,929.96
" " " 1904	44,665.42

Office expenses

From April 1st to Dec 31st 1901.	\$ 238.40
For the year 1902	5,277.02
" " " 1903	6,530.93
" " " 1904	4,994.54

Extensions Water Department

From April 1st to Dec 31st 1901	3,921.06
For the year 1902	4,128.22
" " " 1903	4,612.21
" " " 1904	5,050.78

Extensions of the Electrical Department

From April 1st to Dec 31st 1901.	346.79
For the year 1902	7,300.76
" " " 1904	6,161.58

Interest

From April 1st 1901, to Dec 31st 1901.	41.24
For the year 1902	22.46
" " " 1903	671.44
" " " 1904	210.34

Total receipts

Cash on hand April 1st 1901,	\$ 589.29
From water	205,964.39
" Light	179,115.68
" Power	22,964.81
" Miscellaneous	13,785.05
Loan from City	<u>5,000.00</u>
	427,419.22

Total Disbursements

For Expenses for water Dept	\$ 150,124.96
" " Electrical Dept	150,816.22
" Office expenses	20,040.89
" Extensions of water Dept	17,712.22
" " Electrical "	13,809.13
" Interest	966.43
" Insurance	3,723.01
" Steam plant	25,438.75
" New steam plant	39,566.06
" Return City loan	5,000.00
Cash on hand	<u>221.57</u>
	427,419.22

Messrs & Reports of
City Officers to be
published.

Found Ordinance

Alderman Haynes moved that the report of the Mayor be published in the Daily Statesman and that the reports of the other City officers be published in pamphlet form, and that 1000 copies be ordered for the City, which motion prevailed.

By Alderman Ulit an ordinance amending the found ordinance. The ordinance was read the first time. Alderman Shumate moved that it be referred to the Police Committee, which motion was lost by the following vote:

Yeas Aldermen Macken Moore Ridd Shumate Smith 5
Nays Aldermen Brooker Haynes Hume Maddox Willson
Nitschke Schneider Shelley Ulit 9.

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

Yeas Aldermen Brooker Haynes Hume Maddox Willson
Nitschke Schneider Shelley & Ulit 9

Nays Aldermen Macken Moore Ridd Shumate Smith 5
N.B. Alderman Macken who voted against the final passage of the ordinance, voted aye on the suspension of the rules.

By Alderman Ulit an ordinance appropriating the sum of \$50.00 for the purpose of completing street work in the 15th ward. 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:

\$50. for work

approved
15 sec

Yeas Aldermen Crocker Hume Nitche Redd & Ulit 5
Nays Aldermen Haynes Macken Mead & Miller Moore
Schneider Shelley Shumate & Smith 9
By Alderman Haynes An Ordinance appropriating the sum
of \$753.80 for the purpose of paying approved accounts street & sewer
The ordinance was read the first time and passed under
suspension of the rules by the following vote
Yeas Aldermen Crocker Haynes Hume Macken Miller Moore
Nitche Redd Schneider Shelley Shumate Smith & Ulit 14
Nays None.

approved
election

By Alderman Haynes An Ordinance appropriating the sum
of \$100. for the purpose of paying certain approved accounts
The ordinance was read the first time and passed under
suspension of the rules by the following vote
Yeas Aldermen Crocker Haynes Hume Macken Mead & Miller
Moore Nitche Redd Schneider Shelley Shumate Smith & Ulit 14
Nays None.

On motion of Alderman Mead the Council adjourned
until 7 o'clock P.M. Saturday April 8th 1905, for the transaction
of such business as shall properly come before them, and
for the purpose of canvassing the vote cast at the
election held April 3rd 1905, and for installing the Mayor
and City Council elect.

J. O. Johnson
City Clerk

Adjourned Regular Meeting of the City Council
Austin, Texas, April 8th 1905
Hon B B White, Mayor presiding

Roll Called

Present Aldermen Crocker Haynes Hume Macken
Maddox Miller Nibcote Shumate Smith & Ulit 10
Absent Aldermen Moore Radd Schneider Shelley 4

Call Council
- moved -

Alderman Crocker, moved a call of the Council
which was seconded, and the Marshal directed
to bring in the absentees.

Aldermen Moore, Schneider & Shelley entered the
Council Chamber and answered their names
On motion the call was suspended.

Alderman Maddox moved that consideration of
all unfinished business be suspended, which
motion prevailed.

\$194⁶⁴ to pay interest
on overdraft

By Alderman Maddox An ordinance appropriating
the sum of \$194⁶⁴ for the purpose of paying interest
due the American National Bank on overdraft -
The ordinance was read the first time

Alderman Radd entered the Council Chamber
The ordinance was passed under suspension of the
rules by the following vote

Yeas Aldermen Crocker Haynes Hume Macken Maddox
Miller Moore Nibcote Radd Schneider Shelley Shumate
Smith & Ulit 14
Nays None

Mayor moved
to read ordinance

Alderman Maddox moved to take up veto message
of the Mayor, which motion prevailed -

Alderman Shelley President of the Council in the
Chair - The Chair laid before the Council the following
Message from the Mayor.

Austin, Texas, April 5th 1905

To the Board of Aldermen of the City of Austin, Texas
Gentlemen:

I herewith return to you without my
approval the Pound Ordinance hereto attached
A similar ordinance covering the same
territory was passed by you Gentlemen May 16th 1904
I then vetoed same, and the reasons for so doing
were fully set up at the time; I respectfully
refer you to same for my action upon this ordinance
as I cannot now see any good reason to change my
opinion from what it then was -

Very Respectfully,

B B White, Mayor

Alderman Crocker moved to reconsider the vote by which
the ordinance was passed, which motion prevailed on the following vote

yeas Aldermen Crooker Haynes Hume Macken Maddox
Miller Moore Nitche Redd Schneider Shelby Shumate
Smith & Whit
ways none. 14

Pound Ordinance
passed over Veto
of Mayor

Alderman Crooker moved that the ordinance
do now pass, notwithstanding the Mayor's objections,
which motion prevailed by the following vote.
yeas Aldermen Crooker Haynes Hume Maddox
Moore Nitche Schneider Shelby Smith & Whit 10
ways Aldermen Macken Miller Redd & Shumate 4

Alderman Maddox moved that a Committee of three
be appointed to canvass the returns of the election held
April 3rd 1905, for City officers, and a like Committee to
canvass the vote for Fire Dept officers, which motion prevailed
and the Mayor appointed Aldermen Hume Nitche and
Schneider to canvass the vote of election held April 3rd &
Aldermen Macken Redd & Smith to canvass the vote held
at election for officers of the Fire Dept.

The Committee to canvass the vote for Fire Dept officers
presented the following report

Austin Texas, April 8th 1905
Hon R E White, Mayor, and Board of Aldermen of the City of
Austin:

Gentlemen:

Officers except

Your Committee for canvassing election of
Fire Dept beg leave to report the following as the true
result of the same.

For Chief E L Woodward	157. Votes
For Asst Chief K Von Doekmann	163. Votes
For Recorder Joe Valz	163 Votes

Joe Macken
H Redd
Tom O Smith

Committee on Fire election.

Section marked

The Mayor declared that E L Woodward for chief, K
Von Doekmann for Asst Chief & Joe Valz for Recorder
having received a majority of all the votes cast, were
duly elected as the officers of the Austin Fire Department
for the ensuing year.

Alderman Hume for the Committee appointed to
canvass the vote for City officers at the election held
April 3rd 1905, presented the following report

Hon R E White Mayor, and City Council

The your Committee to canvass the vote of the City
election find,

For the same Amendment
Against

873
85-

City Officer
declared elected

For Mayor	W D Shelley	999
" Marshal	W J Morris	1000
" City Clerk	Geo. O. Johnson	998
" Asst. Call	Fred Berging	1008
" City Physician	Joe Gildert	1001-
" City Attorney	H. D. Hart	1007
" City Engineer	E. B. Leonard	1010
Water and Light Commissioners		
	J. A. Bachman	989
	W. H. Caswell	996
	L. M. Openheimer	995
	John H. Robinson Jr.	999
1st Ward Aldermen	at large H. D. Miller	1005
2	" " " J. H. Powell	1007
3	" " " E. Von Rosenberg	999
4	" " " J. Armstrong	1004
5	" " " Henry Petri	999
6	" " " J. H. Thymate	998
7	" " " J. D. Smith	997
Local Aldermen		
1st Ward	H. C. Redd	56
2nd	" A. E. Limes	181
3rd	" L. M. Crocker	190
4th	" Joe Macken	108
5th	" J. H. Thelmer	183
6th	" H. L. Haynes	121
7th	" E. W. Moore	157

Deputy
Geo. L. Hume
J. B. Nipschke
J. P. Schneider } Com.

Mayor Shelley
inaugurated

New Board of
Aldermen sworn in

The Mayor declared the various gentlemen named in the report of the Committee duly elected to the different offices named in said report. Mayor elect W. D. Shelley was presented and the oath of office administered to him by Mayor White. The following named Aldermen elect were then sworn in by Judge Fred Carleton, Viz: H. D. Miller, J. H. Powell, E. Von Rosenberg, J. Armstrong, Henry Petri, J. H. Thymate, J. D. Smith, H. C. Redd, A. E. Limes, L. M. Crocker, Joe Macken, J. H. Thelmer, H. L. Haynes, E. W. Moore.

The Roll of the new Aldermen elected was then called and all answered to their names.

Alderman Moore offered the following resolution which was read and adopted.

Be it resolved that the following shall be the order of issuing the officers of the City of Austin who

who shall serve from the next two years.

1st Bridge Keeper.

2nd Sanitary Inspector

3rd Pound Master

4th City Sexton

5th Matron of the City Hospital

6th Park Keeper

7th President of the Council

8th Porter

9th Police.

Bonds of City
Officers presented
+
approved

The official bonds of the following named officers were presented by the Mayor and were on motion referred to the City Attorney for approval as to form.

Alderman Macken presented the following resolution which was read and adopted.

Resolved by the City Council of the City of Austin: That the official bonds of Fred Sterging, City Collector & Assessor of Taxes, in the sum of \$8,000.00 and \$500.00, with Henry Zeller, Herman Pressler, Chas Wolf, Jacob Schneider, as sureties he and the same is hereby approved.

That the bond of E. E. Leonard as City Engineer & Chief Street Supt in the sum of \$1000.00 with Geo L. Hume and A. P. Thosdridge as sureties, he and the same is hereby approved.

That the bond of W. J. Morris, as City Marshal in the sum of \$2000.00 with Stark Washington Sher Low and J. C. Castle, he and the same is hereby approved.

City officers sworn
in

The Oath of office was then administered to the following named officers by Judge Fred Carleton, viz

Fred Sterging Assessor & Collector of Taxes

W. J. Morris City Marshal

E. E. Leonard City Engineer & Chief Street Commissioner

Dr. Joe Gilbert City Physician and

W. H. Hart City Attorney

Alderman Moore moved to strike out of the resolution adopted as to the order of electing of City officers, the 6th item, being the position of Keeper of Parks, which motion prevailed.

Bridge Keeper
and

The Mayor declared nominations in order for Bridge Keeper. Alderman Redd nominated Fred B. Wallace. Aldermen Miller, Armstrong & Wilhelm were appointed tellers.

Alderman Redd moved that nominations for Bridge Keeper be closed and that Fred B. Wallace be elected by acclamation, which motion prevailed. The Mayor declared Mr. Wallace duly elected as Bridge Keeper for the next term.

Sanitary Inspector

Nominations for Sanitary Inspector being in order
 Alderman Powell nominated J. D. Schneider
 Alderman Haynes nominated W. E. Russell
 Alderman Crooker nominated J. M. Hoff
 Alderman Crooker nominated J. E. Sedbetter
 Nominations were on relation closed.

The Tellers announced the following as the result of the first ballot

Schneider 1. Russell 5. Sedbetter 2.

Mr W. E. Russell having received a majority of ballots the Mayor declared him elected Sanitary Inspector for the ensuing term—

The Mayor declared that nominations for Board of Aldermen were in order

Alderman Haynes nominated J. D. Platt

Alderman Moore nominated Geo. Kearn

Alderman Shumate nominated J. B. Pierce

Alderman Crooker nominated A. E. Waechter

Alderman Haynes nominated J. E. Shovel

Alderman Miller nominated Mack Wimbely

Alderman Reed nominated W. B. Hutchinson

Alderman Von Rosenberg nominated Carlos Rankin

Alderman Von Rosenberg nominated Nichols

Alderman Cuneo offered the following resolution which was read and adopted

Resolved that the names of all Candidates be presented to the Clerk and by him placed in nomination

The Clerk presented to the Council the names of

R. M. Burchard and Doyle Payne as Candidates for Board of Aldermen

Alderman Cuneo nominated Bird Fauncehill

Alderman Von Rosenberg presented the names of

Chas Wolf Jr. & H. S. Slesby—

Alderman Waddell nominated Sam Lanson and A. B. Covey.

The Tellers announced the following as the result of the 1st ballot.

Waechter 1. Rankin 1. Fauncehill 2. Wolf 1. Hutchinson 2

Kearn 2. Chas Wolf 1. Wimbely 1. Platt 1. Pierce 1. & Payne 1

There being no election a second ballot was ordered with the following result

Waechter 1. Rankin 1. Fauncehill 1. Hutchinson 2. Kearn 4

Chas Wolf 2. Platt 2. Pierce 1. No election

The Tellers announced the following as the result of the 3rd ballot

Waechter 1. Fauncehill 1. Kearn 3. Chas Wolf 2. Platt 5. Pierce 2

No election The Tellers announced the following as the result of the 4th ballot.

J. D. Platt
elected Council
Warden

Sutton

W. L. Nitocuke elected
Sutton

Mrs J. B. Rogers
elected Warden
City Hospital

Alderman Haynes
elected President
of the Council

W. L. Nitocuke
elected Porter

W. L. Nitocuke

Hearn 5. Chas. Half 2. Platt 7. No election.
The following was the result of the 5th ballot
Hearn 5. Platt 8. Pierce 1.

J. D. Platt having received a majority of the vote of the full
Council, the Mayor declared him duly elected as Council
Warden for the ensuing term.

The Mayor declared nominations for City Sutton in order
Alderman Petri nominated W. L. Nitocuke
Alderman Haynes nominated A. H. Cogan
Alderman Shumate nominated A. J. Spencer
Nominations were then closed.

The tellers announced the following as the result of the ballot -
Nitocuke 8. Cogan 5. Spencer 1.

Mr W. L. Nitocuke having received a majority, the Mayor
declared him elected City Sutton for the ensuing term.

Nominations for Warden of the City & Hospital being called for

Alderman Wilhelm nominated Mrs. S. H. Weaver

Alderman Powell nominated Mrs. J. B. Rogers

Alderman Moore nominated Miss Sarah Young -

The tellers announced the following as the result of the 1st ballot -

Mrs. Weaver 6. Mrs. Rogers 5. Miss Young 3. - No election

The result of the 2nd ballot was Mrs. Weaver 4. Mrs. Rogers 8.

Miss Young 2. Mrs. J. B. Rogers having received a
majority of all the votes, the Mayor declared her duly elected
as Warden of the City & Hospital for the ensuing term.

Nominations for President of the Council being in order

Alderman Moore nominated Alderman Shumate

Alderman Von Rosenberg nominated Alderman Haynes

The tellers announced the following as the result of the ballot -

Alderman Shumate 6. Alderman Haynes 8.

Alderman Haynes having received a majority all the ballots -
the Mayor declared him duly elected as President of the Council
for the ensuing two years.

Nominations for Porter at the City Hall were declared in order

Alderman Reid nominated Will Hill Esq.

Alderman Crocker nominated W. L. Harrison

Harrison rec'd 11 votes & Hill 3. The Mayor declared
W. L. Harrison elected Porter at City Hall.

Nomination for Policemen being the next in order
the Marshal was requested to submit his list.

The Marshal submitted the following communication
To the Hon. Mayor and Gentlemen of the City Council

I here nominate for your consideration W. L. Waddar
for length of Police

Respectfully submitted

W. L. Morris City Marshal

Alderman Moore moved that the Council elect a
Sgt. of Police separate from other Policemen

The Motion was lost by the following Vote
Yeas Aldermen Armstrong Crocker Macken
Smith Von Rosenberg & Wilhelm 6
Nays Aldermen Cando Haynes Udden Moore (Petr)
Powell Redd & Shumate 8

The Marshall then submitted the following
to the Hon Mayor and Members of the City Council of the
City of Austin, Texas,

Gentlemen:

Marshall list of
names for policemen

I respectfully submit to your Honorable body for
consideration and approval the following names of
Men for positions on and to constitute the Police force
of the City of Austin:

- St Maddat.
- Ben Piper
- Ed Rudieil
- H. O. Rutledge
- Elyde Caswell
- A. J. Coley
- W. Blount
- J. D. Copeland
- L. E. Loden
- S. E. Amothers
- Jim Robinson
- Calvin Brown
- Pat Byrnes
- Emory Hamrell

Very Respectfully Submitted,
W. J. Morris

City Marshal of the City of Austin, Texas,

The tellers announced the following as the result of the
ballot:

For Confirmation

Maddat 5, Piper 13, Rudieil 6, Rutledge 4, Caswell 13
Coley 6, Blount 11, Copeland 14, Loden 10, Amothers 7
Robinson 12, Browne 12, Byrnes 14, Hamrell 8
Uless Piper Caswell Blount Copeland Loden Robinson
Browne Byrnes Hamrell having received a majority of
the votes, were declared elected Policemen

The Marshall then submitted the following addition
names for Confirmation as Policemen

John Mallory E. Stanford Will Porter Sam Griffin
W. Barron

The following was the result of the ballot as announced
by the tellers:

Mallory 10 Stanford 10, Porter 10, Griffin 12 Barron 10

The Mayor declared them elected Policemen for the term.

On Motion the Council adjourned J. O. P. H. G. S.