

Called meeting of the City Council Austin Texas Oct 15th 1907

Ed F Maddox Mayor, Presiding,

Roll called

Present aldermen Crooker, Cuneo, Haynes, Meredith, Miller, Petri Smith
and Wilhelm 8

Absent Aldermen Armstrong, Moore, Moreland, Redd and Scott 5

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

Aldermen Scott, Moreland and Armstrong, entered the Council Chamber and
answered to their names; Alderman Crooker moved that the call be suspended,
which motion prevailed:

The following call of the Council was then read.

A special meeting of the City Council of the City of Austin is hereby called
to meet in the Council Chamber, Smith Office Building, at 8 o'clock P M, Tuesday
October 15th, 1907 for the purpose of considering and passing upon a proposed
change requested by the Consolidated Construction Company in section 9 of
the ordinance passed by the City Council and approved on the 14th day of
August, 1907, providing for the construction of the dam across the Colorado River.
The change desired is to strike out of section 9 the following words "for the
remainder of the said term of forty (40) years and not to extend beyond the
period of fifty years covered by the grant as provided in this ordinance, but
at the expiration of said term, the said dam, head-gate head-gate masonry,
power house and all appurtenances thereto shall be and remain the absolute
property of the City of Austin, free from any claim on the part of the said
Consolidated Construction Company, or its assigns, and from any and all claim
of any person, firm or corporation by any contract or obligation created
by said Consolidated Construction Company or its assigns;" and to add section
3 a to said contract providing, that the deposit of \$ 25000.00 required by
section 3 to be made of/m on or upon the acceptance of the terms of said
ordinance by said company may be hereafter made

F M Maddox Mayor
J M Meredith
W D Miller
Tom D Smith

Austin, Texas, Oct 15th 1907

I hereby certify that I have served the above call for a special meeting of
the City Council of the City of Austin, Texas, by having same read by Officers
Austin and Starnick to each of the following, named Aldermen, to wit;

W D Miller, W C Reddy, A E Cuneo, Tom D Smith, L M Crooker, J M Meredith,

C J Armstrong, Henry Petri, C J Wilhelm, H L Haynes, F A Scott, C B Moreland

by leaving a copy of same at the residence of C W Moore, Jr. with a list of the
City

Very Respectfully

J H Mallory Sheriff Police Austin Texas

Alderman Crooker moved that the Council take a recess for 15 minutes,
which was agreed to. The Water & Light Commissioners' report was then read.

The Council was called to order by the Mayor;

By Alderman Cuneo An ordinance amending an ordinance approved August 14th, 1907, entitled; "an ordinance granting to the Consolidated Construction Company, a private corporation, a franchise to erect and maintain a dam across the Colorado River at or near the location of the dam formerly erected across said river by the City of Austin, and the franchise or privilege of said corporation to overflow the lands formerly overflowed by the back waters of said dam, and provide, for the conveying, and delivery to and the use by said corporation of the material and property formerly owned and used by said City in operating its water power plant, except such property as is in use in the operation of the present water power plant, and provide, for the furnishing, to the City by said corporation power to operate the water, light and power plant of the City of Austin, and providing for the payments or annual rentals by the City for such power "and to amend thereto section 3 and relating to the deposits provided for in section 2 of said ordinance; and amending section 9 of said ordinance by striking therefrom the provision which forfeits to the City the dam and power house at the end of forty years, notwithstanding the City had failed to carry out its part of the contract evidenced by said ordinance. The ordinance was read by caption

Alderman Reed introduced the Council's Order.

On motion of Alderman Cuneo Judge J H Robertson was invited to address the Council. After remarks by Judge Robertson, on motion of Alderman Crooker the Council adjourned until 8 'o'clock Wednesday Oct 15th 1907

Jno O Johnson

City Clerk

Adjourned Called meeting, of the City Council, Austin Texas Oct 16th 1907

H. B. Maddox Mayor Presiding;

Roll called,

Present Aldermen, Crooker, Cuneo, Haynes, Meredith, Miller, Moreland, Petri,
& Wilhelm 8

Absent Aldermen Armstrong, Moore, Reed, Scott & Smith 5

Alderman Cuneo moved a call of the Council which was seconded, and the
gavel directed to bring in the absentees;

Aldermen Scott, Smith, Reed and Armstrong entered the Council Chamber and
answered to their names;

On motion the call was suspended.

By Alderman Cuneo, an ordinance amending an ordinance approved August 14th
1907, entitled "An ordinance granting to the Consolidated Construction
Company, a private corporation, a franchise to erect and maintain a dam
across the Colorado River at or near the location of the dam formerly
erected across said river by the City of Austin, and the franchise or
privilege to said corporation to overflow the lands formerly over-flown
by the back waters of said dam, and providing for the conveying and delivery
to and the use by said corporation of the materials and property formerly
owned and used by said City in operating its water power plant, except
such property as is in use in the operation of the present steam power
plant, and providing for the furnishing to the City by said corporation
power to operate the water, light and power plant of the City of Austin, and
providing for the payments or annual rentals by the City for such power"
so as to add at the end of section 3 and before section 4 thereof,
section 3a as follows relating to the deposit provided for in section 3 of
said ordinance.

Judge Robertson was invited to address the Council on the ordinance;

After remarks by Judge Robertson, Alderman Cuneo moved that the rule be
suspended and the ordinance placed on its second reading, which motion
prevailed by the following vote:

Yeas Aldermen Armstrong, Crooker, Cuneo, Haynes, Meredith, Miller, Moreland,
Petri, Scott, Smith and Wilhelm 11

Nays Alderman Reed 1

The ordinance was read the second time by caption, and passed under
suspension of the rule by the following vote;

Yeas Aldermen Armstrong, Crooker, Cuneo, Haynes, Meredith, Miller, Moreland, Petri,
Scott, Smith and Wilhelm 11

Nays Alderman Reed 1

On motion the Council adjourned

J. O. Johnson City Clerk