

The minutes of a regular meeting of the City Council

Austin, Tex., Nov. 3, 1890.

Hon. John M. Donald, mayor, presiding.

Roll Call.

Roll

Call.

Minutes.

Ald. Graham.
Veto.

Present - Aldermen Anderson, Asseman, Carleton, Hume, Jackson, Morris, North, Phillips, Platt, Townsend, Wingfield, Zeller - 12.

Absent - Aldermen Graham, Jones, Linn, Metz, Newton, Nitschke, Schneider, Schuler - 8.

The minutes of the meetings of the City Council which were held on the 20th and 24th days of October, 1890, were read and adopted.

Alderman Graham entered the Council and answered to his name. The mayor presented the following Veto:

Austin, Tex., Oct. 23, 1890.

To the Hon. Board of Aldermen -

Gentlemen: - Believing it my duty to do so, I herewith return to your Hon. Body, without my approval An Ordinance entitled "An Ordinance Amending Art. 153 of Title i. v Chapter One of the Revised Penal Ordinances of the City of Austin", which is to prevent the keeping of hogs within the city limits. It appears to me to be too sweeping in its scope. There are many people in the thinly settled outer limits of the city who moved there from the Central portion for the sole purpose of keeping around them for their use a few head of stock, including hogs, and I cannot see a sufficient objection for preventing them from doing so.

A restriction of this character, applicable alone to the more densely populated districts of the city, which could be extended as circumstances would seem to warrant, I believe would give the necessary relief.

Your Hon. Body is now contemplating extending the corporate limits of the city to a considerable extent, which, if done, will bring into the city a number of small farms and homes where hogs are kept for profit. Now, to prevent the owners of such places from using their property for this purpose and thereby cut off in many instances, a considerable portion of their income, would be in my judgment, doing them a great wrong and injustice and one which, after reflection, I believe your Hon. Body will not consent to do. Therefore I ask you to reconsider the vote by which the ordinance was passed.

John M. Donald,
Mayor.

Alderman Morris moved to reconsider the vote by which the ordinance was passed. Carried.

Alderman Platt then moved to postpone further action on the veto until the next adjourned or regular meeting. Adopted. On the recommendation of the mayor the fine and

Costs assessed in the recorder's Court against Peter Penn, were remitted.

C. B. Pratt-alley.

Alderman Jackson presented a petition from C. B. Pratt, requesting that the alley in block No. 36, between East Third and Fourth Streets be opened.

Reports.

Referred to the street Committee.

The report of the City Physician, City Marshal, City Clerk, City Sexton, City Treasurer for the month of Oct. and also the Assessor & Collectors report for the quarter ending Oct. 31, were presented.

Alderman Phillips moved that the reading of said reports be dispensed with and that they be referred to their respective Committees.

R. R. - protest.
Comtee. report.

A minority report was received from Aldermen Schuber of the street Committee on the protest of citizens of Fourth Street objecting to the Ordinance granting Geo. W. Brackenridge and associates right of way for railroad track along said street. The report states that as said Brackenridge had accepted the terms of the grant in accordance therewith, the matter has passed beyond the jurisdiction of the street Committee.

Read and laid over.

Alderman Stume presented a majority report from the street Committee on the above named protest.

The report in substance recommends that the Ordinance in question be so amended as to permit the construction of a single, standard gauge, track with a third rail for cars of less gauge, steam power to be used on said road only until the dam is completed, and the traffic over said railroad shall be conducted with as little injury and inconvenience as possible to the residents and property owners on Fourth street and the general business of the city of Austin.

Geo. W. B.

Alderman Morris moved that Mr. Geo. W. Brackenridge be notified of the recommendations of the Committee, in order that he may be heard relative thereto, and that the report lie over until the next regular or adjourned meeting. Adopted.

R. R. - E. J. Hoppenheimer.

Alderman Carleton introduced an Ordinance granting the right of way to Ernest J. Hoppenheimer and his associates to construct street railways along certain streets and avenues in the city of Austin.

Lane Star Ice Co.

It was read and on motion laid over.

Alderman Morris introduced a resolution to permit the Lane Star Ice Company to operate a machine shop and foundry on the property known as the city mill property, now occupied by said Company.

Adopted.

Telephone Co.

Alderman Morris introduced "An Ordinance to amend an Ordinance Continuing to the Southwestern Telegraph and Telephone Company the right to erect telephone poles and wires and granting said right on all terms and conditions herein stated".

It was read and laid on the table until the next meeting of the Council.

The Council then adjourned until Friday night at 8 o'clock.

Milton Morris,
City Clerk.

The minutes of an adjourned meeting of the City Council.

Austin, Tex., Nov. 7, 1890.

Hon. John M. Donald, Mayor, presiding.

Roll Call. Present - Aldermen Carleton, Graham, Hume, Morris, Nitschke, North, Schuber and Wingfield - 8.

Absent - Aldermen Anderson, Asemann, Jackson, Jones, Linn, Metz, Newton, Phillips, Platt, Schneider, Townsend, Ziller - 12.

Alderman Nitschke moved that the Council stand adjourned until 8 o'clock p.m. Monday, Nov. 10, 1890. Carried.

Milton Morris,
City Clerk.

The minutes of an adjourned meeting of the City Council.

Austin, Tex., Nov. 10, 1890.

Hon. John M. Donald, Mayor, presiding.

Roll.

Roll Call. Present - Aldermen Assmann, Carleton, Graham, Hume, Jackson, Morris, Newton, Nitschke, North, Platt, Schuber, Townsend, Wingfield, Ziller - 14.
Absent - Aldermen Anderson, Jones, Linn, Metz, Phillips, Schneider - 6.

Call.

Alley.

Alderman Townsend introduced a petition from citizens requesting that the alley in block No. 33, division E, be opened to a uniform width of twenty feet. Referred to the street Committee.

Alderman Phillips entered the Council and answered to his name.

Election.

A resolution directing the mayor to order an Election for one alderman in the several wards of the city, to be held on December 1, 1890, was passed after being amended so as to include the names of the Judges of Election and the polling places of the different wards.

Sewer.

Alderman Jones entered and answered to his name. The special Committee which was appointed July 21, 1890, to inquire into the expediency of providing a system of sewerage for the city of Austin, either by the purchase of the existing private sewer and extending the same; or by the construction of a new sewer; or by the lease of the existing sewer, presented a lengthy report recommending the leasing of the British sewer for a term of five years at an annual rental of \$3000, at the expiration of which time the same shall become the property of the city of Austin, on the further payment of one dollar. Attached to the report of the Committee was a report from the city engineer of the probable cost of said sewer, which fixes the amount at \$20,025.79.

The engineer in his report states however, that "the above estimate is only approximate, as I have no way of arriving at the cost of excavating, laying and filling except from data furnished by Mr W.B. Brush." The report of the Committee was read and laid over, and Alderman Carleton then presented an Ordinance entitled, "An Ordinance providing for the lease by the City of Austin of the sewer and branches now owned by W.B. Brush, and appropriating the sum of three thousand dollars for payment of first year's rental. The Ordinance was read first time and on motion of Alderman Graham referred to the City Attorney for his opinion as to its legality.

Corrigan Contract.

The mayor reported verbally that the Contract with Mr Bernard Corrigan for the construction of the proposed dam for the city, across the Colorado river, had been signed by said Corrigan and himself and that the Board of public Works of the City had approved the same and had passed a motion requesting the City Council also to ratify and approve said Contract.

Alderman Morris then introduced an Ordinance entitled "An

Ordinance approving the Contract of the City of Austin acting through its proper agencies, as heretofore directed by Ordinance, with Bernard Corrigan to build a dam across the Colorado river as a part of a water and light system for the City of Austin."

It was read first time after which motions were made to suspend the rules and place the Ordinance on its second and third readings, both of which were adopted by a vote of two-thirds of the whole Council and duly complied with and on further motion the Ordinance was passed.

(Continued)

Alderman Nitschke presented an Ordinance appropriating the sum of \$150 for the purpose of building a Culvert on East Twelfth street, near Canal street. It was read and referred to the Street Committee.

Nov. Salaries.

Alderman Hume presented an Ordinance appropriating the sum of \$3200.00 for the purpose of paying officers and regular employees of the City of Austin for the month of November, 1890.

It was read first time after which motions were made to suspend the rules and place it on its second and third readings, and that it do pass, all of which were adopted by the following Vote - Yeas -

Aldermen Asmann, Carleton, Graham, Hume, Jackson, Jones, Morris, Newton, Nitschke, North, Phillips, Platt, Schuber, Townsend, Wingfield, Zeller - 16.

Appropriated accounts

Alderman Hume presented an Ordinance appropriating \$1445.69 for the purpose of paying approved accounts.

It was read first time, after which a motion was made to suspend the rules and place it on its second reading, which was adopted by a vote of two-thirds of the whole Council and the Ordinance was accordingly read.

Alderman Morris then moved to amend the Ordinance by inserting \$520.83 for the purpose of paying the Austin Water, Light and Power Co., for street lights furnished the City during the month of October, 1890. Adopted.

J. J. Pope

Alderman North moved to amend Section One of the Ordinance by striking out the sum of \$600 to pay J. J. Pope for one map of the City. Carried.

The Caption and Section One of the Ordinance were then amended by striking out "\$1445.69" and inserting in lieu thereof "\$1930.52".

Motions were then made to suspend the rules and place the Ordinance on its third reading and that it do pass, both of which were adopted by the following Vote and duly complied with - Yeas -

Aldermen Asmann, Carleton, Graham, Hume, Jackson, Jones, Morris, Newton, Nitschke, North, Phillips, Platt, Schuber, Townsend,

St. pay road.

Wingfield, Ziller - 16.

Alderman Hume offered an Ordinance appropriating the sum of \$440.50 for the purpose of paying hands for working the streets of the City of Austin. It was read first time after which motions were made to suspend the rules and place the Ordinance on its second and third readings, both of which were adopted by a vote of two-thirds of the whole Council.

The Ordinance was accordingly read and on motion was passed.

Heppenheimer.

An Ordinance entitled "An Ordinance granting the right of way to Ernest J. Heppenheimer, his associates and assigns, to construct, maintain and operate street railways along certain streets and avenues in the City of Austin", was taken up on its second reading and read.

Alderman Carleton moved to amend section one of the Ordinance by striking out the words "or west" and it was adopted by the following vote - Yeas - Aldermen Asmann, Carleton, Graham, Jackson, Jones, Morris, Newton, Nitschke, North, Platt, Schuber, Townsend, Wingfield, Ziller - 14.

Nays - Aldermen - Hume, Phillips - 2.

Alderman Nitschke moved to amend section 5 by striking out the word "twenty-two" and inserting in lieu thereof the word "Six". The amendment was adopted.

Alderman Phillips then moved to refer the Ordinance to a special Committee of three for the purpose of ascertaining and recommending means by which the multiplication of railway tracks on Congress Avenue may be prevented.

The motion was lost by the following vote: Yeas - Aldermen Hume, Morris, Nitschke, Phillips - 4.

Nays - Aldermen Asmann, Carleton, Graham, Jackson, Jones, Newton, North, Platt, Schuber, Townsend, Wingfield, Ziller - 12.

Alderman North then moved to postpone further consideration of the Ordinance until the promoters of the enterprise name the route over which they desire to build the road.

The motion was adopted by a rising vote of 11 to 3.

The majority and minority reports of the street committee on the protest of citizens of Fourth street against the Ordinance granting right of way along said street to Mr Geo W. Brackenridge for a railroad, which were presented to the Council at the last regular meeting. Alderman Ziller moved the adoption of the minority report. Lost - Yeas - Aldermen Graham, Morris, North, Schuber, Townsend, Wingfield, Ziller - 7.

Nays - Aldermen Asmann, Carleton, Hume, Jackson, Jones, Newton, Nitschke, Phillips, Platt - 9.

The Council then adjourned.

Milton Morris,
City Clerk

Fourth St.