Called Meeting of the City Council
Austin Feuary 27 1882.
W A Saylor.
Presiding
Roll call present. Alderman Kinney Schuber
Brueggerhoff. Huppertz Meller. Platt Wilson
Absent Metz and Radkey, Cook
Call of the Council read.
The Mayor presented his message which is as follows
To the honorable Board of Alderman
Gentleman, I have called you for the purpose of canvassing the returns of the late City election and to consider financial matters
I hoped the Citizens appreciating the embarrassing condition in which the City was placed would vote to fund the floting indebtedness in a bond bearing as low if not lower rate of Interest as the out standing warrants I advocated this measure and regret it did not receive the sanction of the people. I deleive it would have been to their interest to have had it in a shape that could be gradually paid by an adquate sinking fund set aside each year for that purpose
I appreciate the peoples aversion to a bonded indebtedness and under ordinary circumstances would have coincided with them but beleiving the present need of the City were such as to require an expenditure of more than half of her revenue I saw no other wa legitimate way out of the dillemana that would leave us in a condition to afford protection to her may and growing interests and enable us to make such improvements upon our streets and bridges as a just pride in our beautiful City would seem to dictate The people by their votes have made it impossible for us to expend sufficient means upon streets to make any thing like a permanent improvements. The Charter however under article 13 (1) says.
The Mayor and the City Council shall have power by Ordinance to levy and Collect a special tax on the holders of any lots on any streets lanes avenues or alleys according to their respective fronts owned by them for the purpose of paving or embellishing with shade trees or grading such streets alleys lanes avenues providing always such tax shall not exceed one per centum

of the value of said lot. but the grading or paving may be done at the sole and exclusive ~~expense~~ expense of the owners of the lots fronting on the street lane or avenue or alley. if a petition for such paving or grading signed by the owners or a major. part. of the ground fronting thereon or adjoining thereto be presented for such purpose.

I respectfully call your attention to this provision of the Charter and ask you and the people. careful consideration of it

In the matter of our City finances we have nothing left us under our oaths but to administer the Charted government. the City which compelles us to set aside one half of the revenue each year for the payment of back debts this will leave about $24.500. to pay the current expenses for the balance of the fiscal year. ending on the first Monday. in November next to avoid. being placed in this Condition we submitted a plan to the people which would in my opinion would have saved time and us the difficulties which result from the defeat of the bond measure. Of that we have only to carry out the wishes of the people without fear or favor and reduce. expenditures to an amount within our income Pay as you go. must be. our motto I recognize fully the difficulties of accomplishing this and as for my part. am ready to meet. grave emergencies with decisive measures in no other way can we. accomplish the object. of sustaining the City Credit and carry. out. the plain provisions of the Charter so long as we judiciously administer the affairs of the City and honestly, and faithfully appropriate the revenue intrusted to us the protection of her interests no Citizen can consistantly complain and no. good one will do so.

I desire to call your attention especially to the condition of our streets and alleys During the late rainy weather they have been in a condition really mortifying to every citizen of pride and especially so when attention has been called to them by visitors from Cities where public spirit and enterprise would not tolerate such

such a condition of things Exr. at the Capital City of the great state of Texas when the state is a bout. to erect a magnificent state Capitol Building and a state University with an endowment second to none in the union at a cost of millions of dollars. it would seem the Citizens appreciating these advantages would spare no effort in attempting to keep pace with these improvments and while we have not sufficient revenues to do so, you can under a new law passed at the last session of the legislature page 13 chapter XXVII General Laws of Texas enacted an Ordinance that will cause the male inhabitants between the ages of 18 and 45 years to work upon the streets not exceeding six days in any one year. or furnish a substitute or a sum of money not to exceed one dollar for each days work demanded.

This ~~may be~~ Perhaps may be an unpopular measure with some but in our present financial condition we cannot stop to consider the popularity of measure. when an emergency has arisen for its enforcement. Therefore I recommend that an Ordinance covering the subject be passed by your honorable body.

By an economical administration and the same appliance in municipal as in private affairs looking to retrenchment and reform when in an embarassed condition we will be able to accomplish much of real benefit to the City and get back to the maximum indebtedness allowed under our Charter.

I also recommend that an amendment to the Charter be prepaired and presented to the legislature soon to convene making it a criminal offence with severe punishment for any alderman to vote for, or the Mayor, to approve any appropriation of money, or the Mayor to issue any warrants upon the treasurer unless the money is in the Treasurer to pay the same or any committee or the Mayor to approve any claims of evidence of indebtedness in excess of the Charter limit I consider this the weakest point in the City Charter and the sooner it is remedied the better for the City and her people.

Very Respectfully
W. A. Taylor,
Mayor.

On motion of Alderman Suber the reading of the minutes of Feb. 8th 1872 was suspended

The Mayor presented the returns from the wards of the Election of Feb. 11 1872 On motion the Mayor appointed as tellers to count the vote Kupperz Platt Moller. The following is the report of the Committee

First ward	For	72.	against	27
2	"	" 20	"	40
3	"	" 19	"	41
4	"	"		
5	"	" 15	"	44
6	"	" 11	"	41
7	"	" 37	"	59
8	"	" 25	"	78
9	"	" 18	"	61
10	"	" 39	"	66.
Total		239	against	445

No returns was received from the South ward

E Kupperz. C H. Moller. P Platt.

Pending the count Alderman Bruggerhoff moved a call of the Council which was sustained and the absentees Alderman Metz and Radtke sent for.

Alderman Metz came in and answered to his name

On motion the ballot box of the South ward was brought to the council chamber and the opinion ~~being asked~~ of the City Attorney being asked if the Council had the authority to open the same he stating that they could not open the ballot box for one year from date of election. Alderman Bruggerhoff moved to declare the result as given by the Tellers motion carried

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Alderman Platt presented the petition of Butchers of Manger asking that they be allowed to open a meat market in block 68 for one year. Petition was referred to market house committee by the following vote yeas Metz Kinney schultz Bruggerhoff Kupperz. Moller nays Platt and Wilson

Alderman Platt presented a petition of Citizens asking that the Butchers be not compelled to return to the Central market house but that they be allowed to remain as they are for the convenience of the Citizens On motion of Alderman Kupperz the petition was referred to Market house committee

Petition of J W La Rue Policeman asking that he be allowed pay for two days lost time sic from sickness. in the month of January 1882.
On Motion of Alderman Brueggerhoff the petition was referred to Police Committee

Alderman Brueggerhoff presented the petition of H Damenlsohn asking that the Council remit his license of $15.00 due from him to the City for reason stated financial embarrassment.
On motion of Alderman Brueggerhoff the petition was referred to ordinance Committee

Petition of K. F Collins asking that he be allowed to open a meat market in block 50 division E of the City of Austin On motion of Alderman Brueggerhoff the petition was referred to Market house committee

The following is the report of the ordinance Committee of petition of Pastor A Grant and others asking the Council to grant to the A M E. Church. a lease of Church property

We the undersigned committee beg to report on the petition of Pastor A Grant and others that we recommend to the city Council to grant. the said petition and that the City attorney be instructed to draw up a lease for a period of 99 years. with such restrictions that the same can be revoked upon evidence that it has at any time become a public nuisance Respectfully. W K Moeller
N. B Metz. R Platt.

The yeas and nays being called for the petition was granted by the following vote Yeas Metz Kinney Brueggerhoff Kuppertz. Moller. Platt. Walson nays. Kinney Schuber.

The following is the report of the police committee and on motion of Alderman Moeller was adopted. We the undersigned members of the police committee have after duly and careful investigation found that officer C H Binkley is incompetent for the position as Policeman and we request him immediate discharge and that he is here by suspended from this date from the force
W K Moeller
R Platt.
Majority of Police Committee

Report of the Street Committee

To the Mayor and board of Alderman

Your Committee to whom was referred the with in petition would most respectfully represent that that it is in conflict with Act. 515. Sec 11 of the revised Ordinance of the City passed June 16th 1878 which requires a major part of the owners of the property ~~of property~~ fronting on any street proposed to be opened or widened shall petition therefore Now as will appear from the report of the City engineer the owners of the property fronting on the contemplated street are protesting against any action by the City Council Therefore we most respectfully recommend that the petition be not granted as prayed for.

R Platt. H. B Kinney E Huppertz. street committee

On Motion of Alderman Meller the report was adopted

Report of the Smallpox Committee

To the Hon Mayor and board of Alderman of the City of Austin

Gentleman Your Committee appointed to supervise sanitary matters pertaining to Smallpox and to whom was refered the petitions of Geo. Callen. E Enquest. V Whitting Lundell P Olsen Mers. C Coaley. Tom Wamsley. P Newbery (Dec) Hauing Linquest. Alf Whitting and Dr A N Denton have attended to that duty and refuse to approve any account for clothing destroyed or on hand that has been exposed to infection for the following reason

No individual has the right to preserve contagion or infection about his premises, where by the public health may be endangered. The City should not be held responcible for the effects of a desase transported into her limits by strainges While we lement the fact that some of our Citizens were so unfortunate as to had their property so exposed yet such a misfortune in our opinion cannot as a matter of public policy and in justice to the large majority of tax payers be paid out of the City Treasury. it is the opinion of your committee that in providing quarters provissions Physician medicines nurses the protective advantages of vaccination separating the healthy from the sick and attending to the many necessities including the bureal of the dead that arises from such a fearful and loathson disease all requiring a large out lay of

of money out of the public funds. that in so doing the City has met fully the just demands of these Citizens and should not consent to do more.

We approve the first item of Dr A N Denton account. it being a charge of fifty dollars per case. for nineteen cases. of small pox treated amounting to the sum of Nineteen hundred and fifty dollars ($950.00)

In regard to clothing of his which destroyed Traveling expenses of his family and other minor cases of sickness. to whose ailments he administered your committee believe the sum hereby allowed sufficient compensation for such minor ~~cases~~ expenses and services

Respectfully Submitted
R Platt
J Schuler
W G Wilson

Austin Texas February 23d 1882.

On motion of Alderman Moeller the report was adopted

The following Ordinance was offered by alderman Kinney and read first time

Be it Ordained by the City Council of the City of Austin That the sum of Forty six hundred and sixty six dollars and Sixty one cents. be and the same is hereby appropriated to pay the following approved accounts

Pay for City officers and Employes.	2131.32
Account of City Water Co for Or. ending Dec 31 1881	1712.50
" of Austin Gas Co for the month of Jan 1882	363.72
" for Printing	84.00
Pay Judges of Election Feb. 11th 1882.	75.00
" Fr Glenn for services as an expert in examining the City books	100.00
Account of Joke Platt for work on street Jan.	39.75
" " N McCalister " " "	35.60
" recording Tax deeds.	51.92
" Pat McGuire work on street in January.	28.80
" J. C. Lewis Stove and Coal for Mayor.	17.60
" Blankbook & Postage for Ass Col.	17.50
" Sam Caldwell work on streets	5.00
" A Kempner work on Chairs	3.50
Total	4666.61

On motion of Alderman Brueggerhoff the rules were suspended and the ordinance place on its second reading by the following vote Yeas. Metz Kinney Schuler Brueggerhoff. Happertz Moeller. Platt Wilson nays none

On motion of Alderman Bruggerhoff the rules were further suspended and the ordinance placed on its third reading by the following vote Yeas. Metz Kinney Schuber. Bruggerhoff. Huppertz. Moeller. Platt and Wilson Nays none

On motion of Alderman Wilson the Ordinance passed by the following vote. Yeas Metz Kinney Schuber Bruggerhoff. Huppertz Moeller. Platt. Wilson Nay none

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The following ordinance was offered by Alderman Kinney and read first time

Appropriating one half of the revenue for the payment of back debts.

Whereas Art. 11. of the City Charter requires that ½ at least of the revenue of each year shall be appropriated to defraying the back debts if any owing by the City and

Whereas. This plain and wholesome provision of the City Charter has been wholly disregarded by previous City administrations to the detriment of the city and Whereas. The plan submitted to the people. For the payment of the floating debt and a readjustment of the financial operations of the City government. having been rejected the City Council cannot no longer delay compliance with said provision of the City Charter Therefore Be it resolved by the City council of the City of Austin that one half of the uncollected revenue of the present fiscal year be and the same is hereby appropriated toward the payment of the back debt of the City

Sec 2d. The City Treasurer is hereby directed to set apart one half of each and every sum of money received by him at different times from the revenues of the City and hold the money so set apart subject to such disbursements only as shall be Ordered by the City Council

Sec 3 That this Ordinance shall take effect and be in force from and after its passage.

On motion of Alderman Bruggerhoff the rules were suspended and the Ordinance placed on its second reading by the following vote Yeas. Metz Kinney Schuber Bruggerhoff. Huppertz Moeller Platt and Wilson nays none

On motion of Alderman Bruggerhoff the rules were further suspended and the Ordinance

placed on its third reading by the following vote Yeas. Metz Kinney Schuber Brueggerhoff. Kuppritz Moeller Platt and Wilson nayenone

On motion of Alderman wilson the Ordinance passed by the following vote Yeas Metz Kinney Schuber Brueggerhoff. Kuppritz Platt Wilson nay none

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Alderman Kinney offered the following Ordinance which was read first time

Whereas The City Government of the City of Austin is unable to pay cash for ~~for~~ lighting the streets and cannot lawfully contract debts which cannot be paid by the income of the present fiscal year.

Therefore Be it ordained by the City Council of the City of Austin

Sec 1st That the Mayor be and is hereby instructed to notify the Austin Gas Light & Coal Co. to shut off all gas now heretofore furnished the City except that required at the City Hall

Sec 2d That this ordinance be in force and take effect from and after its passage.

On motion of Alderman Platt the rules were suspended and the ordinance placed on its second reading by the following Vote Yeas Metz Kinney. Schuber Brueggerhoff. Kuppritz Platt. and Wilson Nay. Moeller.

On motion of Alderman Brueggerhoff the rules were further suspended and the ordinance placed on its third reading by the following Vote Yeas Metz Kinney Schuber Brueggerhoff. Kuppritz Platt wilson nays Moeller.

On motion of Alderman Brueggerhoff the Ordinance passed by the following Vote Yeas. Metz Kinney Schuber Brueggerhoff Kuppritz Platt wilson nays Moeller Absent Cook and Radtke

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The following ordinance was offered by Alderman Kinney and read first time

Be it ordained by the City Council of the City of Austin That the Mayor be and is hereby instructed to notify the City water Company that the financial condition of the City require the present expense of the water supply to be reduced one half and that therefore no bills for the

supply of water after the 1st of April next can be paid except such as shall be made out in accordance with the City Water Company by which the entire account for water supply shall not exceed one half of the present expense

Sec. 2d. The necessary reduction of expense may be effected by a reduction of the number of hydrants to one half the number now in use of by a continuation of the present number at one half the price now Charged

Sec 3d. The members of the street and fire committee are hereby clothed with full power to make such an arrangement with the President of the Water Company as required by the foregoing section of the Ordinance In case an agreement shall be made for a reduction of the number of hydrants the commissioners of the fire department shall be consulted in regard to what hydrants shall be retained

Sec 4 This ordinance shall take effect and be in force from and after its passage.

On motion of Alderman Schuber the rules were suspended and the ordinance placed on its second reading by the following vote Yeas. Metz Kinney Schuber Brueggerhoff Huppertz Moeller Platt Wilson

On motion of Alderman Wilson the rules were further suspended and the ordinance placed on its third reading by the following vote Yeas. Metz Kinney Schuber Brueggerhoff Huppertz Moeller Platt Wilson

On motion of Alderman wilson the ordinance passed by the following Vote Yeas. Metz Kinney Schuber Brueggerhoff Huppertz Moeller Platt Wilson

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Alderman Kinney offered the following Ordinance which was read first time

Be it ordained by the City Council of the City of Austin

Sec 1st That article 494 of the City ordinances passed July 1st 1878 be and amended 1881 further amended so as to read as follows

Article 494 The City Clerk shall receive a salary of $900. nine hundred dollars per annum

Sec 2d That ordinance no 495 (a) making the salary of the City engineer $1200. per annum be repealed

and that article 495 of the City ordinance passed July 1st 1873 be hereby revived

Article 495 the City engineer shall receive a salary of $300 per annum

Dec 4 That article 499 of the City Ordinances passed July 1st 1873 be hereby amended so as to read as follows.

Article 499. The City Sexton shall receive a salary of $250. two hundred and fifty dollars. per annum

Dec 8th The Police force of this City shall hereafter consist of a Sergeant. of police and six other other Policeman. one of whom shall be mounted the salaries of Policeman shall remain as now fixed by article 800. as amended April 8th 1880 except that the policeman on duty as night watchman shall receive no higher salary. than any other policeman

Dec 6. That this Ordinance shall take effect. and be in force from and after its passage.

On motion of Alderman Bruggerhoff the rules were suspended and the Ordinance placed on its second reading by the following vote yeas. Metz Kinney Schuber Bruggerhoff Moller Kupferle Platt Wilson

On motion of Alderman Bruggerhoff the Council went into committee of the whole and reported the the above ordinance back with the third section stricken out. which provides that the assessor and Collector shall receive 9¼ per cent out of all assessments and 9¼ per cent out on all collections and out of all his commissions he shall pay a deputy Assessor and Collector

Alderman Kupferle to amend section 4th the motion was tabled by the following vote Yeas Metz Kinney Schuber Bruggerhoff Moller Platt Wilson nays Kupferle.

On motion of alderman Schuber the rules were further suspended and the Ordinance was placed on its third reading by the following vote Yeas. Metz Kinney Schuber Bruggerhoff. Moller Platt Wilson nays. Kupferle

On motion. the Ordinance passed by the following Vote. Metz Kinney Schuber Bruggerhoff. Moller Platt Wilson Nays Kupferle

Alderman Bruggerhoff offered the following resolution which was adopted

That the City Attorney be and is hereby directed to draw up an ordinance cancelling the

lease of the City with the Whipple estate for rent of Washington Engine House also an ordinance cancelling lease of the City with the Infirmary. and be it further resolved that said Ordinance be read and presented to the City Council at its next regular meeting

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Alderman Bruggerhoff offered an Ordinance that no work should be done on the Streets Alleys or bridges. kept by City prisoners and City Cart. Also an Ordinance to restrain the committee in Charge of appropriations from approving any accounts for Paupers or Charity both ordinance was referred to Ordinance committee

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Alderman Moller. offered the following Ordinance which was read first time

Be it ordained by the City Council of the City of Austin That the sum of twelve dollars be and the same is hereby appropriated to pay Sargeant Chenneville for lost time in the month of January. 1884. That this Ordinance be in force from and after its passage.

On motion of Alderman Kuppertz the rules were suspended and the Ordinance was placed on its second reading by the following Vote Yeas. Metz Kinney Schuber Bruggerhoff Kuppertz Moller Platt Wilson

On motion of Alderman Wilson the rules were further suspended and the Ordinance placed on its third reading by the following Vote Yeas Metz Kinney Schuber Bruggerhoff Moller Kuppertz Platt. Wilson

On motion of Alderman Wilson the Ordinance passed by the following vote Yeas Metz Kinney Schuber Bruggerhoff. Kuppertz Moller Platt Wilson nays none.

Alderman Platt offered the following Ordinance which was read first time

Be it Ordained by the City Council of the City of Austin That the sum of six hundred dollars or so much thereof as may be necessary be and the same

is hereby appropriated to pay the expenses incurred in the treatment of small pox lately prevalence in the City

On motion of Alderman Huppertz the rules were suspended and the Ordinance placed on its second reading by the following Vote Yeas. Metz Kinney Schuber Bruggerhoff Huppertz Moller Platt wilson

On motion of Alderman Wilson the rules were further suspended and the Ordinance placed on its third reading by the following Vote Yeas. Metz Kinney Schuber Bruggerhoff Huppertz Moller Platt and Wilson nays none.

On motion of Alderman Wilson the Ordinance passed by the following Vote Yeas Metz Kinney Schuber Bruggerhoff Moller Platt and wilson

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Alderman Bruggerhoff offered the Ordinance of the market house committee establishing the limit of meat markets and renting stalls in the market house and repealing Article 305 a 335 & 307 of the revised Ordinance of the City of Austin

Alderman Platt moved to lay the Ordinance on the table lost by the following Vote Yeas Metz Platt and Wilson Nays Kinney Schuber Bruggerhoff. Huppertz. Moller.

Alderman Bruggerhoff moved to suspend the rules and place the Ordinance on its second reading lost by the following Vote Yeas Kinney Schuber Bruggerhoff. Huppertz Moller Nays. Metz Platt Wilson

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Alderman Huppertz moved that the smallpox committee be authorized to sell burn or destroy of the City property at the smallpox Camp in any manner that they think best for the interest of the City at large. motion adopted.

On motion of Alderman Kinney the Council adjourned

J. F. Pennell
City Clerk.