

Regular Meeting of the City Council.

Austin Tex. October 6 1882

Leon J. W. Robertson Mayor Presiding,

All call present Aldermen Schneider Sutton
Hancock Campbell Warren Crooker Odell Farrington
Robertson Platt Ervin Bruck & Brummen 13.

Absent Aldermen. Willow Wells. Schubert Under
hill Wade Driskill & Hill 7

Noted by E. E. Oct. The petition of Mrs. C. H. Kerrigg asking the Council to remit a fine of \$9.75 assessed against her in the recorder's court, on recommendation of the Mayor. The petition was granted and the fine remitted.

Noted by Citizens on Record on Record. The Petition signed by citizens doing business on Record complaining that stagnant is always in the gutter between Colorado & Lavaca asking that the council have the nuisance abated. Referred to the street committee.

Noted by E. A. Oberworn back pay. Petition of E. A. Oberworn asking pay for lost time caused by sickness. was referred to the Police Committee.

Noted by E. A. Oberworn. A Petition was received from W. Burt City Physician calling the attention of the Council to the fact that by a late ordinance he was placed in charge of the Hospital as Physician & Surgeon, this being a new duty added to his work, petitioner asked that a reasonable pay be allowed for this work and that the matter be referred to the Hospital Trustees. Referred to the Hospital committee.

Noted by E. A. Oberworn. Report of the City Physician for Sept 1882 read and referred to the Hospital committee.

Noted by E. A. Oberworn. The report of the City Sexton for Sept 1882 shows total deaths 43 white 17. Colorado male 16 Female 7. Referred to the Cemetery Committee.

Marshal's
report

The report of the City Marshal for Sept 1884 shows total arrests 132 Total fines assessed \$1099.90

Cash from fines	\$5115.60	
Fines worked out	\$176.30	
" appealed	\$70.90	
" due by escapes	\$37.80	
Discharged on Doctor's order	51445	
Due by Prisoners	\$486.80	Total \$1099.90
Collected from back fines		157.30
Back fines worked out		61.00
Referred to the Police Committee		\$4319.80

Treasurer's
report

The report of the City Treasurer for Sept 1884 was read and referred to the Finance Committee

Report of the City Treasurer for Sept 1884

Balance on hand Aug 31, 1884		37,837.47
Received from ass. & bal.		7,078.37
Credits	Total	\$44,915.84
Paid non interest warrants \$2014.15		
" " " 6.90		\$17,071.05
Cash balance Sept 30 1884		
Hospital fund	221.44	
Cemetery "	895.19	
Market "	1417.05	
Back debt "	190.83	
Interest fund	375.00	
General "	27860.78	\$30,394.79
Unappropriated Balances		
Hospital fund	\$0.66	
Cemetery "	733.41	
Market "	14,170.05	
General "	27,124.78	

Engineer's
report
to change
river at.

The following report of the City Engineer was read and referred to the ordinance committee

To the Hon. Mayor and Council of the City of Austin

Gentlemen; The petition of Mr Wm Thaison to change river street 70 feet south, which was referred to me at the last regular meeting of your honorable body I would report that I have made a careful

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viewers of the premises and would recommend that the petition be granted for the following reasons.

- 1st That by the said change the street will be on better ground
- 2nd That said change will coincide with a street now established on the east side of east avenue and would further recommend that petitioner Wm. Thaison convey by deed to H. D. Thibault the strip of ground 70 x 170 feet which will if the Petition is granted naturally come in between H. D. Thibault property and the said river street as changed and that said petitioner Wm. Thaison grade said river street from Rainey street to east avenue all of which said Thaison agrees to do.

Respectfully Submitted
J. A. Phelan

Aldermen
came in

Aldermen Maas, Schuber, and Thadhill came in and answered to their names.

Report
Trustees of
the City &
County
hospital

The following report was received from the Trustees of the City & County Hospital

To the Hon Mayor and Board of Aldermen
of the City of Austin

The Trustees of the City & County Hospital have organized by taking the oath of office and electing W. von Rosenberg President of the board

The board has visited the Hospital and taken charge of its management as directed in the resolution of September 1.

The board finds that the hospital building has been taken in use and has been occupied during the time from the 1st of August although the building has not been officially received from the contractors i.e. the building is now occupied only with permission of the contractor. The building is not finished in many particulars we would mention in several rooms the walls are not plastered that many door openings are without doors. These are certainly requirements pertaining to the

finishing of a building and should be performed by the contractor

The board most respectfully but earnestly requests that the City Council will take prompt action through their building committee to have the contract completed and the building received or else rejected it does not appear a correct policy to occupy the building by permission not to add conveniences unavoidably necessary while the building is in control of the contractor

Outside of the contract as reported to the trustee very essential additions must be made to make the building tenable for its purpose and we recommend that the following work be done and that the necessary means be appropriated therefore

1st on the out side of the building is an embankment of earth which needs removal. This work should be executed with the least possible delay, because in the case of rain the basement floor of the entire building will be flooded we estimate cost at \$700.00
 2nd a plank fence mostly finished around the east part of hospital block is to be paid for estimate \$700.00
 3rd fence in front of the building \$400.00
 4th Two privies \$200.00 5th One dead house \$40.00
 6 one cistern \$700.00 7. Window blinds say 50 windows \$750.
 8th There is a necessity for stairways from the kitchen to the upper rooms. to use the only and front stairway for kitchen purposes is to inconvenient and therefore impossible \$60.00
 9 Rooms for private patients and for the matron must be furnished the furniture at estimate about \$400.00

The trustee recommend that the sum of \$1680. be appropriated and the same or so much thereof as may necessary used for the purpose specified For the expenses for the month of August already incurred the board asks for the sum of \$310.00 and for the month of September the board estimates the expenses \$400.00 it is respectfully submitted that these sums be appropriated and set aside for the use of hospital purposes

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The Board of Trustees would further respectfully recommend that the ordinance creating this body be amended, by adding that all sums of money appropriated by the City Council for hospital purposes be set aside by the City Treasurer as a special fund subject to draft signed by the President of the Board of Trustees.

Signed W^m von Rosenberg.

Edward Christian

A. J. Ferrigan

Hospital
Sanitation
estimates
for heat
supplies

To the Hon Mayor and Board of Aldermen

The undersigned Trustees of the City and County Hospital when reporting on the 6th of September supposed action would be had thereon before this time and it was intended to make a quarterly estimate to the October meeting for such necessities as the approach of winter demands, therefore the following estimates are now submitted

- 1st. For closing the north end of the galleries in the two stories with wooden partitions and door painted \$100⁰⁰. ~~7th~~ 10 small and 3 large doors for wood set up. \$145 3rd. 30 cords of fire wood \$150⁰⁰.
- 4th Gas pipe connection and about 75 burners \$100⁰⁰.
- 5th Shed for cows of sufficient strength to store food 900.
6. 7 good milk cows. \$150⁰⁰; 7 food for cows. \$75.
- 8th. 24 pair blankets. \$75⁰⁰ 9th 12 comforts \$75⁰⁰. 10th in addition to \$700. asked for in a former estimate for a cistern. Blasting becoming necessary \$50. 11 Cistern top and pump put up \$40. 12th For the front fence we find the former estimate of \$100. insufficient and ask for an additional on lumber work and to include 7 coats of painting \$75⁰⁰ Total \$1000. For expenses of \$400. per month for quarter \$1200. Total \$2200 of which amount we ask the City Council to make appropriation for one half thereof say \$1100. in addition to the estimates already submitted in the former report.

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W von Rosenberg.

A. J. Ferrigan

The following message was received from his honor the mayor

Mayor's Office

Austin Texas Oct 5th 1884

Gentlemen of the City Council

I beg to call your attention to the following matters of public interest, which in my opinion demand your immediate attention.

1st. There has been no appropriation for the support of the City hospital since August 1st 1884. The board of trustees have made their report and ask for certain appropriations. I recommend that these appropriations be made.

2nd. The hospital building has not yet been received and accepted. But I understand that the joint building committee of the City and County have recommended that the same be accepted on the certain terms and conditions set forth in their report. which report will be laid before you. If the terms and conditions as set forth in this report are complied with, then I would recommend that the building be accepted under the contract. The bondsmen of the Contractor have expressed their willingness to comply with all that is required of them under this report.

There is a suit pending in the district Court of Travis County. A. W. French & Co vs James Haig, City of Austin. Garnisher which involves the balance due on this contract. There is also a number of labor and material claims filed which will be adjusted in the same proceeding.

3 I recommend that some prompt and appropriate action be taken with reference to the condition of the City Market and for the regulation of all markets in the City. The markets as now conducted are entirely independent of the control of the City and are established in violation of existing ordinances. The City market house is deserted and all revenue from this source is lost. I would recommend such measures as may be found

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necessary and proper in the premises to the end that this matter may be adjusted to the satisfaction of all concerned and to the interest of the City and the convenience of the public

4 The City will be required to deliver possession of the building occupied by the Fire department on January 1st 1885 and I ask that immediate action be taken to provide other quarters for the fire companies. The limited time remaining will admit of no further delay

5 The sinking fund of two per cent on the bonded debt to the extent of \$86,000.00 should be set apart and appropriated for the year 1886. This will require the sum of \$1,700.⁰⁰. I also recommend that an appropriation be made to meet the January interest on the entire city debt which will require the sum of \$6400.00. This appropriation is made necessary under the terms of the ordinance under which the City bonds have been issued

6 The tax rolls of the City for the year 1884 with the receipts as required by article 611. revised ordinances are now ready. The real estate tax amounts to \$846,961.90 personal property tax \$71483.70, and school tax \$7815.18 Total \$917608.38 This shows an increase of nearly \$1,000,000. over the general revenue of last year while the school tax is doubled

I have the honor to lay before you the resolutions adopted at a citizens meeting in the City of Austin called to consider the question growing out of the water contract between the City of Austin and the City Water Company. These resolutions speak the opinion and sentiments of a large meeting of our citizens composed of heavy taxpayers and men earnest in their beliefs and the result of their deliberations is entitled to great respect and consideration at our hands. I deem it unnecessary at this time to refer at any length to the existing differences between this City and her people and the City Water Company. There seems no longer any doubt that the water company has failed to comply with its

contract and that such breach of contract should be declared by your body I think the City Council should deal with the water company in a spirit of fairness and liberality but I do not believe the public interest should be longer jeopardized by inaction on this question I recommend that the contract be declared forfeited and void and that suitable measures be taken to adjust any equitable claims existing in favor of the water company against the City. It seems to be the universal desire of the people of the City shall own her own water works and in this I most heartily concur I trust that appropriate measures will be taken looking to this end

Very truly &c.

Your Obt servant

J. W. Robertson
Mayor

Report of the Citizens meeting on the water supply.

To the Hon W. S. Shelley Chairman of
Citizens meeting

Sir. We the committee of Citizens appointed on the 11th day of Sept 1884 by the citizens of Austin in mass meeting assembled to confer with a committee of the City Council to enquire and determine whether the City water company has complied with its contract with the City and with its citizens have had the matter under consideration and now report to this citizens meeting that in our opinion, said contract has been violated and as a solicitor of the trouble we suggest that we recommend to the city council that it annul and refuse to recognize said contract as valid and binding upon the city and its citizens and further that unless said water company shall enter into a new contract with the city fair and equitable in its features to the City and its Citizens then such steps be taken by the council as may be necessary to authorize the City to erect or buy and to maintain water works of its own and

Report of
Citizens
meeting
on water
supply.

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and further in the event the Council concluded to buy or build water works; further, we recommend that the City Council in the exercise of its power take steps to order an election authorizing the issuance of city bonds to a sum sufficient to erect or buy water works, and to maintain the same, We further report in our opinion, the rules and regulations of said water company, enacted ex parte, are unjust and inequitable and illegal and insulting to water takers.

J. W. Folks

Chairman of Committee

C. E. Anderson Secretary

Adopted unanimously by citizens meeting

Ordinance Alderman Brush called up an ordinance appropriating the sum of \$300. for improvement of Cedar and Cypress Street. The ordinance was read second time then read third time under suspension of the rules and passed by the following vote: yeas Aldermen Schneider Sutton Hancock Campbell Maass Warren Crocker Oall Barrington Robertson Platt Ervin Brush & Brewster Nays Aldermen Schuler and Underhill

Resol to
remodel
market
house

Alderman Maass introduced the following Resolution which was adopted:

Whereas the accommodations of the City Market house are insufficient for public purposes and the location of the City jail objectionable. Be it resolved by the City Council of the City of Austin That the mayor be authorized to employ an architect for the purpose of making an estimate of the cost of re-arranging said market house in such a manner, that the entire second story may be used for a city hall and offices, the first floor for a city jail and rooms for imprisoning city prisoners and for additional market accommodations on the vacant ground belonging to the City

Resolution Alderman Hancock introduced the following
for permanent resolution which was adopted

Whereas there is now in the Treasury a large
sum of money, the proceeds of the sale of Bonds
and therefore not properly a part of the general revenue
or applicable to current expenses, therefore

Be it resolved that the Mayor shall appoint
a committee of three with whom he shall act,
to take into consideration the matter permanent
improvements, and to report a detailed plan thereof

The mayor appointed as the Committee Hancock
Warren & Schubert

Resolution
Mayor to
appoint
6 special Police

Alderman Hancock offered the following
ordinance which was read

Be it ordained by the City Council
of the City of Austin 1. That there shall be appointed
by the Mayor and confirmed by the Council
special policemen not to exceed six in number
who shall upon designation by the Marshal serve
in the places and draw the pay of absent police
men and shall do duty at Ball Theatres &c.

2. When any vacancy shall occur in the regular
police force such vacancy shall be filled from
the said special policemen according to merit and
priority of service

3. That this ordinance shall take effect from
and after its passage

4. All ordinances and parts of ordinances in
conflict herewith are hereby repealed

The ordinance was read second and third
times under suspension of the rules and passed
by the following vote: Yeas Aldermen Schneider,
Ault, Hancock, Campbell, Schubert, Underhill, Maas,
Crocker, Odell, Barrington, Robertson, Ervin, Brush &
Arensen, 14 Nay Alderman Platt

Committee
to locate
sites for fire
Dept. Buildings

Alderman Brush offered the following
Resolution which was adopted

Resolved that a committee consisting of the

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Mayor and chairman of the fire committee with whom the Chief of the Fire Department is asked to act is hereby directed to select and make arrangements for purchasing a location for the fire department and to report their action at the next meeting to the council for approval

Ordinance The Mayor submitted an ordinance entitled *to hospital* an ordinance supplementary to an ordinance *ordinance* entitled an ordinance providing for an regulating the management of the City and County hospital passed Sept 7, 1884. The ordinance was read and then read second and third time under suspension of the rules and passed by the following vote yeas Aldermen Schneider Sutton Hancock Campbell Schuber Underhill Maas Warren Crooker Odell Barrington Robertson Platt Ervin Brush Brunner 16

appropriating An ordinance was introduced and read *for hospital* making an appropriation of \$1745, for certain improvement at the City and County hospital and for the support of said hospital. The ordinance was read second time under suspension of the rules and on motion of Alderman Robertson was amended by adding the items 10 small and 3 large stoves complete

	\$175.00
30 cords of wood	150.00
74 pair of Blankets	75.00
17 comforts	75.00

The ordinance as amended was read third time under suspension of the rules and passed by the following vote yeas Aldermen Schneider, Sutton, Hancock, Campbell, Schuber, Underhill, Maas, Warren, Crooker, Odell Barrington Robertson Ervin Brush & Brunner 15 yeas Alderman Platt.

appropriating Alderman Schuber introduced an ordinance *\$175.00 for* appropriating the sum of One hundred and seventy five dollars to purchase a cart horse and harness

to be used for scavenger purposes for the City at large. The ordinance was read second and third times under suspension of the rules and passed by the following vote yeas Aldermen Schneider Sutton Hancock Campbell Schubert Underhill Crooker, Odell, Carrington Maas Warren Robertson Ervin Brush & Brunner - 15 Nay Alderman Platt.

\$500 for bridge on River over water creek Alderman Brush introduced an ordinance appropriating the sum of \$500. for the purpose of building a bridge on pine street over water creek, Read first time and then referred to the Street Committee

\$300 on improvements on E. Second St. Alderman Ervin introduced an ordinance appropriating the sum of \$300. for improvements on E. Second St. on Pease at each avenue read first time and then referred to the Street Committee

\$1400.73. The Finance Committee introduced an ordinance appropriating the sum of \$1400.73, for approved accounts, The ordinance was read second and third times under suspension of the rules and passed by the following vote yeas Aldermen Schneider Sutton Hancock Campbell Schubert, Maas, Warren, Crooker, Odell Carrington, Robertson, Ervin, Brush, Platt, & Brunner Nays Alderman Underhill

\$7030.75 pay roll. The Finance Committee introduced an ordinance appropriating the sum of \$7030.75. for the pay roll for Sept 1884 The ordinance was read second and third times under suspension of the rules and passed by the following vote yeas Aldermen Schneider, Sutton, Hancock Campbell, Schubert, Maas, Warren, Crooker, Odell Carrington, Robertson, Platt, Ervin, Brush & Brunner Nay Alderman Underhill

School Block for Parks. On motion the question whether or not the City could use the block north of the graded school and that part of the University block not occupied by the graded school for a public park was referred to the City attorney

On motion the Council adjourned
J L Currell
City Clerk