Minutes of a Regular Meeting of the City Council.

Austin Tex. March 7, 1887.

Hon. W. P. Northam, president of the Board of Aldermen, presiding.

Roll Call: Present - Aldermen Anderson, Brush, Campbell, Fisher, Graham, Jones, Odell, Platt, Phillips, Sowns and Walker Narron, Wellmer and Northam - 14.

Absent - Aldermen Caldwell, Cummings, De Gress, Metz, Schneider & Schuber - 6.

Minutes. Minutes of the last meeting of the City Council were adopted as printed.

A. Jaergens + H. Stueber. A petition from August Jaergens and Hermann Stueber for permission to open and operate a shooting gallery at No. 409 East Pecan Street, was read and granted.

The City Attorney was excused for the night

Treas's. report. Report of City Treasurer for the month ending February 28, 1887:

Balance on hand Jany 31,	$4.589.08
Rec'd from Assessor & Collector on acct ad valorem taxes	16.003.43
" License "	501.03
" General fund	1.042.95
" Cemetery "	72.50
Rec'd from State of Texas fourth installment of School fund	4.113.50
	$26.322.49

Credits.

Cemetery fund - paid warrants	$20.55
General " " "	3.397.46
School " " " to Walter Tips, treas. Austin Pub. Schools	4.113.50
Interest fund - paid Coupons, 10 per ct. bonds	3.475.00
" " " " 6 " " "	1.575.00
	$12.581.81

Cash balance February 28:

Cemetery fund	965.00
Back Debt "	172.73
Interest "	150.00
General "	12.452.95
Total	$26.322.49

Unappropriated balances:

Cemetery fund	$ 77.02
General "	4.622.54

Referred to Committee on Finance + Revenue.

Alderman Metz came in.

Sexton's report.

City Sexton's report for the month of Feby.

Total deaths	17
White	10
Colored	6
Mexican	1
Male	9
Female	7
One not given	

Marshal's report.

City Marshal's report for the month of February:

Total amount of fines and costs assessed in Recorder's Court	$861.85
Collected in Cash	403.45

Balance is accounted for by being carried over, escaped, appealed, turned over to Travis County, discharged by City physician, and dismissed on habeas corpus. Back fines & costs collected 18.40

Referred to Committee on police.

Clerk's report

City Clerk's statement of warrants issued during the month of February:

Total amount issued $3.313.25

Referred to Committee on finance and revenue.

Physician's report.

City Physician's report for the month of February:

Number of patients in Hospital Feby. 1.	11
" " " Admitted to " during "	15
" " " discharged from " " "	15
" " " died at " " "	2
" " " remaining in " March 1.	9
" " Visits made during Feby.	152
" " prescriptions written during "	163
"	
" of Cases of Scarlet fever reported	8

Health of city good.

Referred to Committee on hospital.

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Ald Schneider & Schuber Alderman Schneider and Schuber came in.

The Special Committee appointed to investigate

vs. city Engr. the charges brought against City Engineer J. K. P. McFall, by Alderman R. Platt and others, submitted a lengthy report. The charges, consisting of ten in number, were not sustained, except the one charging the city engineer with a failure to compel the Austin City Railway Company to strictly observe the ordinances governing the construction of their track. The Committee finds that the Austin City Railway Company were not compelled to plank their track the whole length of Pecan street, as provided by ordinance. The conclusion of the report is as follows:

"It is the finding of this Committee that the charges have been sustained only in one or two minor points, and they recommend their dismissal from the further consideration of the Council and the discharge of the Committee.

All of which is respectfully submitted.

C. E. Fisher,
W. B. Wartham,
W. B. Walker."

Alderman Platt moved that the report lie over and be printed.

Alderman Anderson moved to lay the motion on the table. Adopted.

Alderman Anderson then moved that the report be received and adopted, and the Committee discharged. Carried.

City clerk. The City Clerk was excused on account of of sickness.

Mayor R Mayor Robertson took the chair.

The Committee on streets, alleys, Bridges, Etc. reported a substitute for an ordinance

Hanging Signs prohibiting the use of hanging signs and providing for the removal of the same. This extract is taken from section one of the substitute: "provided that this

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Ordinance shall not apply to signs placed against any building for the full length thereof of such sign, or to signs hung eight feet above the sidewalk, which do not extend more than eighteen inches from the inside line of the sidewalk. After thirty days notice, if signs required to be removed are not removed, the party owning or controlling the same shall be, on conviction, fined not less than $5 nor more than $100. A motion to suspend the rules and place the ordinance on its second reading was lost by the following vote:

Yeas - Aldermen Brush, Campbell, Fisher, Graham, Jones, Odell, Platt, Phillips, Schuber, Townsend, Walker, Warren, & Wellmer - 13.

Nays - Aldermen Anderson, Metz, Schneider and Wortham - 4.

W. Hickory St Bridge.

An ordinance appropriating $1.500 for building a stone arched bridge over Little Shoal Creek, at the crossing of West Hickory, or Eighth Street, was taken up on its second reading and read, after which motions were made to suspend the rules and place the ordinance on its third reading and that it do now pass, both of which were adopted by the following vote:

Yeas - Aldermen Anderson, Brush, Campbell, Fisher, Graham, Jones, Metz, Odell, Platt, Phillips, Schneider, Schuber, Townsend, Walker, Warren, Wellmer and Wortham - 17.

Opening streets.

An ordinance appropriating the sum of twelve hundred dollars for the purpose of extending the following named streets, towit: Live Oak street and Blanco street; and widening the following streets, towit: San Marcos street and Cypress street; was taken up on its third reading and read, and, on motion passed by the following vote: Yeas - Aldermen Brush, Jones, Metz,

Odell, Platt, Phillips, Schneider, Schuber, Walker, Wellmer and Wortham — 11.
Nays — Aldermen Anderson, Campbell, Fisher, Graham, Townsend and Warren — 6.
The following was presented:

Topographical Survey.

"The street Committee beg leave to report, by way of Substitute for the Ordinance relating to topographical Survey, directing bids to be received for Same — that the Ordinance reported by the special Committee on topographical Survey be adopted, Authorizing the Mayor and Street Committee to engage one or more engineers to assist the City engineer to make said Survey, and that the sum of $5.000 be appropriated to pay for Same.

J. Schuber,
J. W. Graham,
Jno. W. Phillips".

" The report was ordered filed.
" A "tender for topographical Survey" and
" "accompaniment" to same were returned to the Council by the Street Committee, unopened.

Foot Ball

An ordinance prohibiting the playing of foot-ball on the streets of the City of Austin was taken up on its second reading and read.
Alderman Odell moved to amend by adding "by playing foot-ball or any other game of ball". Carried.
A motion to suspend the rules and place the Ordinance on its third reading was made; also, a motion to lay the Ordinance on the table. The motion to lay the ordinance on the table prevailed.

W. Eleventh St. Bridge.

The Street Committee's adverse report on an Ordinance appropriating $344 for the purpose of building an arched bridge over Little Shoal Creek, at the Crossing of West Eleventh Street, was taken up and adopted, and, on motion,

immediately reconsidered and on motion of Alderman Anderson the ordinance about which the report relates, was recommitted. Alderman Cummings came in.

~~Purchases~~ Sidewalks — An ordinance to amend article 75, Chapter 11, title 2, of the revised penal ordinances of the city of Austin, was taken up on its second reading and laid on the table. The ordinance would have exempted merchants and grocers from liability to fine for occupying not more than one half of the width of the sidewalk with goods or merchandise while actually receiving or sending the same away.

E. Cherry St. Bridge — An ordinance appropriating the sum of $1,077 for the purpose of widening the bridge over Waller Creek on Cherry Street, was taken up on its second reading and read, after which a motion was made to suspend the rules and place the ordinance on its third reading, which was adopted by the following vote: Ayes- Aldermen Anderson, Brush, Campbell, Cummings, Fisher, Graham, Jones, Metz, Odell, Platt, Phillips, Townsend, Walker, Wellmer, and Wortham — 15.

Nays- Aldermen Schuber and Warren.

The ordinance was then read a third time, after which a motion was made that the ordinance do now pass, which was adopted by the following vote:

Ayes- Aldermen Anderson, Brush, Campbell, Cummings, Fisher, Graham, Jones, Metz, Odell, Platt, Phillips, Schneider, Schuber, Townsend, Walker, Wellmer and Wortham — 17.

Nays- Alderman Warren.

Obstructions in Sabine St. — A resolution directing "the City Marshal to remove the obstructions on Sabine Street, between Fifth and Seventh streets, within ten days from the passage of this resolution, unless the persons owning and controlling the obstructions in said street shall lease from the city that portion of said street

obstructed by them", was taken up on its second reading and read. A motion was then made to lay the resolution on the table, which was rejected by the following vote:

Yeas - Aldermen Cummings, Jones, Metz, Platt, Townsend, Warren and Wortham - 7.

Nays - Aldermen Anderson, Brush, Campbell, Fisher, Graham, Odell, Phillips, Schneider, Schuber, Walker & Wellmer - 11.

Alderman Schuber moved to extend the time to ninety days. Carried.

The resolution, as amended, was then adopted.

Sanitary Inspector

Mayor Robertson announced that the Ordinance creating the office of Sanitary inspector of the City of Austin and prescribing the salary and duties of that officer, was duly passed at the last meeting of the City Council, as he was disposed to believe at that time.

" Alderman Fisher moved to go into an election of a Sanitary Inspector, and that the election be by ballot. Carried.

The Chair appointed Aldermen Fisher, Anderson and Brush as tellers.

Applications for the position of Sanitary Inspector were received from S. G. Kingsbury, J. W. Johnson, J. W. LaRue, James Sims, L. G. Lester, J. R. White and A. Anglin.

Alderman Schneider then placed the name of J. W. Johnson in nomination.

A ballot was then declared in order.

The result of the first ballot was as follows: Kingsbury 3; Johnson 9; LaRue 1; Anglin 4; White 1.

There being no election, a section ballot was declared in order, which resulted as follows: Kingsbury 4; Johnson 10; Anglin 4. J. W. Johnson, having received the necessary vote, was declared duly elected Sanitary

" Inspector.

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Cemetery lots. The Committee on Cemeteries presented about One dozen applications for lots in Greenwood Cemetery from Citizens of Austin.

E. 8th. St. Bridge. Alderman Phillips introduced an ordinance appropriate the sum of $1,585 for the purpose of building an iron bridge over Waller Creek, On East Eighth, or Hickory street.

Spl Comtee. Alderman Cummings moved to refer the ordinance, and all other matters relative to public improvements, to a special Committee of Six Aldermen, three to be from the east side of the City and a like number from the west side.

Alderman Odell moved to add the mayor. accepted. The motion was then adopted, and the Chair appointed the following named aldermen as such Committee: Cummings, Walker, Odell, Fisher, Warren & Wortham.

" W. Pecan & Cedar St. Bridges. Alderman Schneider presented an ordinance appropriating $6,750 for building an iron bridge over Shoal Creek on West Pecan street, and removing the iron bridge on said street and replacing the same over Shoal Creek on West Cedar Street. Referred to the Special Committee.

E. San Marcos St. Alderman Cummings offered an ordinance appropriating the sum of $1000 for the purpose of continuing East San Marcos Street north to opening on Fifth Street. Referred to the Special Committee.

City Cemetery trimming up Alderman Wellmer introduced an ordinance appropriating the sum of $100 to be used upon the City Cemetery. The ordinance was read the first time, after which motions were made to suspend the rules and place the ordinance on its second and third readings, and that the ordinance now pass, all of which were adopted by the following Vote:

Ayes - Aldermen

Anderson, Brush, Campbell, Cummings, Fisher, Graham, Jones, Metz, Odell, Platt,

Phillips, Schneider, Schuber, Townsend, Walker, Warren and Wortham - 18.

J. Sheehan

Alderman Fisher presented a petition from Jeremiah Sheehan, asking that he be reimbursed for money expended for having water pipes that were broken by the city teams, repaired. Referred to Committee on Streets, Alleys, Etc.

Alderman Wellmer introduced a resolution providing that each member of the police force be furnished with a copy of the revised Ordinances. No action.

Alderman Schuber moved that Mr Wahrenburger, Ex-alderman of the city, be invited within the bar of the Council. Carried.

Order of business

Alderman Fisher offered a resolution providing that ordinances, resolutions, etc., be called for in open session, from the various wards in regular order, beginning with the First and Continuing to the Tenth. Tabled.

Alderman Schuber was excused.

Susie Bridges

Edward Shepard.

Mayor Robertson presented statements to the Council, in effect that he had remitted the fines and costs assessed in the Recorder's Court against Susie Bridges and Edward Shepard, subject to the approval of the Council. On motion, the Council concurred in the action of the mayor.

"Greenwood" Cemetery.

Alderman Wortham introduced an ordinance making an appropriation of $100 for laying off lots in Greenwood Cemetery.

The ordinance was read first time, after which motions were made to suspend the rules and place the ordinance on its second and third readings, and that the ordinance do now pass, all of which were adopted by the following Vote:

Yeas - Aldermen Anderson, Brush, Campbell, Cummings, Fisher, Graham, Jones, Metz, Odell, Platt, Phillips, Schneider, Townsend, Walker, Warren, Wellmer, Wortham - 17.

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Lots in "Greenwood"

Alderman Cummings introduced a resolution, which was adopted, authorizing the Mayor "to make deeds to applicants for lots in Greenwood Cemetery on the payment of the required sum in payment for same".

Approved accts.

Alderman Odell offered an ordinance appropriating the sum of $5791.62 for the purpose of paying approved accounts.

The ordinance was read first time, after which a motion was made to suspend the rules and place the ordinance on its second reading, which was adopted by the following vote:

Yeas - Aldermen Anderson, Brush, Campbell, Cummings, Fisher, Graham, Jones, Metz, Odell, Platt, Phillips, Schneider, Townsend, Walker, Warren, Wellmer, Northam - 17.

Alderman Jones moved to amend the ordinance by adding "$130" for the purpose of paying Col. J. L. Driskill for rent of property". Adopted.

The caption was then changed so as to read "$5921.62."

Motions were then made to suspend the rules and place the ordinance on its third reading, and that it do now pass, both of which were adopted by the following vote:

Yeas - Aldermen Anderson, Brush, Campbell, Cummings, Fisher, Graham, Jones, Metz, Odell, Platt, Phillips, Townsend, Walker, Warren, Wellmer, Northam - 16.

Nays - Alderman Schneider - 1.

Stepping Stones

Alderman Brush moved that stepping stones be placed in the alley, which lies on the west side of The Driskill, at the intersection with north side of Pecan street, provided there is money enough remaining unused of the appropriation made for repairing the gutters on Pecan street, when such repairs are completed. Adopted.

Unexpended Balance

Alderman Odell introduced a resolution, which was adopted, instructing the City Clerk to furnish the City treasurer with a statement

Balances

of the balances of unexpended appropriations as shown by his books; that on the receipt of the said statement from the City Clerk, the City treasurer is hereby instructed to return to the general fund such amounts as have remained unexpended for a period of three months from the date of the appropriation.

"

Alderman Phillips presented a resolution on the same subject; also, a statement of unexpended balances of money. The resolution and statement were referred to the Committee on finance and revenue.

Warrants Etc.

Alderman Phillips introduced an ordinance directing the City Clerk to number the ordinances appropriating money, and to open an account with each appropriation, and to cause the number and date of the same to appear on each warrant, etc. Referred to Committee on finance and revenue.

Jr. to Nr. Warrants Etc.

Alderman Phillips also offered an ordinance directing the City treasurer to keep a separate account with each appropriation made by the City Council according to number and caption, and to immediately withdraw such amounts from the funds subject to appropriation; also directing him to report at the first regular meeting each month, all unexpended balances not needed for the purpose for which they were appropriated, etc. Referred to the Committee on finance and revenue.

Purchases.

Alderman Phillips also offered an ordinance amending article 7, page 179, of the revised ordinances. It relates to purchases, etc., to be made by officers of the city. Referred to the Committee on finance & revenue.

Frank Johnson

The Mayor stated that he had remitted the fine and costs assessed in the Recorder's Court against Frank Johnson, subject to the approval of the Council.

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On motion the Council concurred in the action of the Mayor.

Adjourned.

Milton Morris,
City Clerk.