

The Minutes of a Regular Meeting of the City Council.

Austin, Tex., June 2, 1890
Hon. John McDonald, mayor, presiding.

Roll Call - Present - Aldermen Assmann, Carleton, Hume, Morris, North, Phillips, Ziller - 7.

Call. Absent: Aldermen Anderson, Boland, Graham, Jackson, Jones, Linn, Metz, Newton, Kitschke, Platt, Schneider, Schuber, Townsend - 9.

Call. Alderman Morris moved a Call of the Council. Carried.

Roll Some of the absentees having arrived, a second roll call was ordered which resulted as follows:
Present: Aldermen Anderson, Assmann, Carleton, Hume, Jackson, Jones, Linn, Morris, North, Phillips, Ziller - 11.

Call. Absent: Aldermen Boland, Graham, Metz, Newton, Kitschke, Platt, Schneider, Schuber, Townsend - 9.

Call Susp'd. Alderman North then moved to suspend the Call. Adopted.

Alt. Graham. Alderman Graham entered the Council and answered to his name.

Minutes. Alderman Linn moved that the minutes of the meetings of the Council which were held on the 5th, 8th, 9th and 19th days of May be adopted as recorded by the City Clerk. Carried.

Cow's. Petitions, memorials, etc.
Alderman Morris presented a petition from citizens of the First Ward west of Shoal Creek protesting against the passage of the pending "Cow Ordinance".

It was laid over to be taken up with the Ordinance.

W.W. Hornsby. The resignation of W.W. Hornsby, policeman, was presented and accepted.

Alt. Newton & Townsend. Aldermen Newton and Townsend entered and answered to their names.

S. L. moved Alderman Linn introduced a petition from S. L.

McCulloch. McCulloch requesting that pound fees paid by him be refunded for certain reasons, and moved that the petition be granted.

Alderman Morris moved as a substitute that it be referred to the Committee on Claims and Accounts. Adopted.

Wooldridge. Communications from the City assessor and Corroton Sterzing and Mr. A. P. Wooldridge, president City National bank, with reference to the bank's City taxes were read and referred to a special Committee, composed of Aldermen Linn, Townsend, Carleton and the City attorney for a report at the next meeting of the City Council.

Aldermen Kitchke and Metz entered the Council and answered to their names.

Horton. Alderman North, by request, introduced a petition from A. W. Horton, asking for permission to repair a shed in the fire limits by enclosing a portion of it with Corrugated iron. The petition was read and Alderman North moved to lay it upon the table. The motion was lost by a vote of 7 to 9.

Alderman Linn moved that the petition be granted and the motion prevailed by a vote of 10 to 6.

Hog pens. Alderman North presented a report from the Sanitary inspector concerning hog pens in the City. Referred to the Committee on Sanitation and Sowers.

C. Wolf. Alderman Jones offered a petition from Chas. Wolf and others for permission to allow the iron fence now in the rear of block No. 59, to remain where it now stands.

Read and laid over.

" Alderman Jones then introduced a resolution authorizing Chas. Wolf to maintain a fence near the West corner and south end of his building, situated on part of lot 1, in block No. 59. Adopted.

Schneider. Alderman Schneider entered and answered to his name.

McKeen. Alderman Newton presented a petition from W. L. McKeen requesting the Council to remit certain pound fees paid by him to the City. Referred to the Committee on Claims and Accounts.

2. Rabbit Alderman Newton also introduced a petition from Tom Rabbit asking that a fine and costs assessed in the recorder's Court against him be remitted.

Officers & Hpts. Referred to Committee on Claims and Accounts. The reports of the City Sexton, City Physician, City Marshal and City Clerk for the month of May were read and referred to their respective Committees.

Hospital. The City Engineer reported that the cost of connecting the City and County Hospital with the State Sewer would be \$527.40.

In. Referred to the Hospital Committee. The City Treasurer's report from May 8th, to June 2, 1890.

Balances May 8 th	\$18,934.99
Receipts to June 2,	9,706.21
	<u>\$28,641.20</u>

Disbursements	\$5,904.37
Balances June 2	<u>22,736.83</u>
	\$28,641.20

Referred to the Finance Committee.

Jno. Donahue. The Committee on Claims and Accounts reported adversely on a petition of John Donahue asking that pound fee paid to the City by him be refunded for certain reasons. The report was adopted.

"Sand"

The Committee on Ordinances to whom was referred "An Ordinance regulating the digging of sand and gravel from the River Walk and other public places within the limits and jurisdiction of the City of Austin", reported recommending its adoption with the following amendment:

Strike out the word "two" in Section 4 and insert in place thereof the word "seven". The report was laid over, to be taken up with the ordinance. The mayor appointed Aldermen Jackson, Phillips and North as a Committee on Charity, two of the members of the Committee having resigned.

Charity.

Chas.

On the recommendation of the mayor and City Marshal the Council remitted a fine and costs.

Peterson. Assessed in the recorder's Court against Charles Peterson.

Brackenridge. The mayor presented to the Council a proposition from Mr George W. Brackenridge of San Antonio, which is in substance as follows: If the proposed dam is built on or near land now owned by him he will donate to the city the right to abut the dam upon any land now owned by him on the west bank of the Colorado river and to release all claim for damages for any injury that may result from overflow to land on either bank - caused by the erection of the proposed dam - and to give, out of the land now owned by him on the East side of the river, such land as may be necessary for the proper use and development, for public purposes, of the water power intended to be utilized by the erection and maintenance of said dam. The land so donated not to exceed thirty-two acres inclusive of such of his land as may be overflowed by the erection of the dam.

Alderman Ziller moved that the proposition be accepted.

Alderman Morris moved as a substitute that the Council tender Mr G. W. Brackenridge a vote of thanks for his proposed donation, and that his proposition be referred to the board of Public Works and the city attorney, that they may prepare a deed in accordance with the terms thereof as soon as practicable. The amendment was accepted and the motion prevailed.

Appraisers. The mayor announced the appointment of a board of appraisers and equalization on the assessment of city property as follows:

Aldermen Anderson, Ziller and Phillips, and Citizens Tom Murrah and W. H. Tobin.

Alderman Anderson moved that the Council now proceed to the election of a policeman.

Alderman Ziller moved to lay the motion on the table, and that the Council proceed with the regular order of business.

Carried by a vote of 9 to 8.

Cows.

An Ordinance regulating the running at large of Hock, and known as the "Cow Ordinance" was taken up on its second reading.

Amendments that were offered by Aldermen Morris, Schneider and Nitschke having been adopted, it was discovered that the Ordinance was similar to the one now in force, and it was laid upon the table.

Firemen's Hall.

An Ordinance to appropriate \$125.00 to add to the wall on the west side of Fireman's hall in the Third ward and to paint the tower on the building, was taken up on its second reading and read, and on motion of Alderman Morris amended so as to include in the first section the words "and to paint the tower thereon".

The Ordinance was then passed under suspension of the rules.

C. Schenemeyer.

The special Committee to whom was referred an Ordinance leasing a portion of river walk to C. Schenemeyer reported adversely thereon and the report was adopted.

Ben Walker.

The report of the Committee on claims and accounts on the petition of Ben Walker for remission of pound fees, was taken up, it having been postponed at the last regular meeting of the Council until the present meeting.

Alderman North moved that the petition be withdrawn from the Committee on Claims and accounts and be considered by the Council in Committee of the whole. Carried.

Alderman Carleton then moved to postpone the petition and the report thereon until the 31st day of February, 1964. Adopted.

Alderman Giller moved that Hon. W. B. Wartham be invited to a seat within the bar of the Council. The motion was unanimously adopted and the Chair appointed Aldermen Giller and Linn to escort him to a seat.

"Sand"

An Ordinance regulating the digging up and removal of sand and gravel from the river walk and other public places and Commons within the limits and jurisdiction of the City of Austin, was taken up.

up on its second reading and read.

Alderman North then moved that the amendment recommended by the Committee to whom the ordinance was referred, and which is hereinbefore mentioned, be adopted. Carried.

Alderman Linn moved to recommit the ordinance to the ordinance Committee and city attorney, with instructions to report to the next meeting of the City Council the name of the person or corporation owning or controlling the sand beach lying along the north bank of the Colorado river in the Northwestern part of the City of Austin.

Alderman Nitschke moved to lay the ordinance and amendment on the table. Lost.

The motion made by Alderman Linn was then adopted.

\$3000-Dam Alderman Morris introduced "An Ordinance making an appropriation of the sum of \$3000⁰⁰ as a loan to the Water and Light Special fund to build a water and light system". It was read first time, and also a second and third time under suspensions of the rules and finally passed by the following Yeto-Yeas. Aldermen - Anderson, Asmann, Carleton, Graham, Hume, Jackson, Jones, Linn, Metz, Morris, Newton, Nitschke, North, Phillips, Schneider, Townsend, Giller - 17.

On motion of Alderman Anderson the Council proceeded to the election of a policeman.

Nominations were made as follows:

Cheneyville. By Alderman Graham John Cheneyville.

Plumb. By Alderman Morris, J. D. Plumb.

Hoffington. By Alderman Schneider J. B. Hoffington.

Nominations were then declared closed and the Mayor appointed Aldermen North, Anderson and Schneider tellers.

Ballots were then duly cast and canvassed and the tellers reported the result as follows:

John Cheneyville, received 13 Votes.

J. D. Plumb, received 33 Votes.

J. B. Hoffington, received 1 Vote.

The Mayor then declared John Cheneyville duly elected.

Alderman Assmann was excused from further attendance on the session.

May Salaries -

Alderman Hume introduced "An Ordinance appropriating the sum of \$3,200.00 for the purpose of paying officers and regular employees of the City for the month of May, 1890."

It was read first time and also a second and third time under suspension of the rules and passed by the following Vote - Yeas - Aldermen - Anderson, Carleton, Graham, Hume, Jackson, Jones, Linn, Metz, Morris, Newton, Kitchie, North, Phillips, Schneider, Townsend, Giller - 16.

Council Hours of Meeting.

Alderman North offered a resolution, which was adopted, fixing the hour of Commencing the regular meetings of the Council at 8:30 p. m.

St. R. R.

Alderman Morris presented "An Ordinance amending section one of an Ordinance entitled "An Ordinance granting the right of way to M. M. Shipe, his associates and assigns to Construct, maintain and operate street railways along certain streets and avenues in the City of Austin, approved April 26, 1890". It was read first time and under suspension of the rules a second time.

M. M. Shipe

Alderman Morris then moved to amend the Ordinance by adding the following words: "Provided that said railroad Company shall keep its track and approaches in good repair, and failing in doing so, the same may be repaired under direction of the City Council, and the reasonable expenses thereof shall be paid by said railroad Company; and provided further that when the City shall pave any street said Company shall supply its road with tram or girder rail where the street is paved." Adopted. The Ordinance was then read a third time under suspension of the rules and passed. The Council then adjourned.

Wilton Morris,
City Clerk.