

The Minutes of a Regular Meeting of the City Council.

Austin, Tex, March 19, 1894

Hon John Mc Donald, mayor, presiding.

Roll call.

Present- Aldermen Anderson, Dawson, Fischer, Glass, Hancock, North, Platt, Powell, Raymond, Redd, Schneider, Shelby, Taylor, Townsend- 14

Absent- Aldermen Assmann, Herne, Jackson, Lawless, Linn, Nitschke, Roberdeau, Warmoth- 8.

A call of the council was ordered but on motion was lost.

The minutes of the meetings of the city council, which were held on the 5th and 14th days of March, 1894, were approved as printed.

Aldermen Jackson, Assmann and Roberdeau entered the council and answered to their names.

Petitions, Memorials, Etc.

By Alderman North- A petition from H. B. Kinney and W. G. Eyres, protesting against the opening of the alley in block 50. On motion the petition was referred to the street committee.

Aldermen Warmoth, Nitschke, Linn and Lawless entered the council and answered to their names.

By Alderman Platt- A petition from the Ladies Cemetery Association. The petition makes seven requests, looking to the better care, stricter rules and more attentive supervision of the cemetery grounds. A communication from the Austin Water, Light and Power company forms a part of the petition, and states that water will be furnished the cemetery for \$75 per month. The seventh request of the petition asks for an appropriation for this purpose. Alderman Nitschke moved to refer the petition to the cemetery committee. Alderman Linn as a substitute, moved that the mayor be authorized to enter into contract with the water company for water for the cemetery, commencing May 1 and continuing six months, at \$75 per month. The motion to refer was adopted by the following vote:

Yeas- Aldermen Anderson, Assmann, Dawson, Fischer, Hancock, Nitschke, North, Raymond, Redd, Roberdeau, Schneider, Shelby, Warmoth- 13.

Nays- Aldermen Glass, Jackson, Lawless, Linn, Platt, Powell, Taylor, Townsend- 8.

By Alderman Jackson- A petition from Amelia Brass requesting the council to open an alley in block No 37. Referred to the street committee.

Reports of City Officers.

The city engineer submitted a report which states that the southwest wing wall of the Boulder creek bridge on South Congress Avenue, has washed away, and that it will require about \$125 to replace same and other needed repairs. The report was referred to the street committee.

H. B. Kinney + W. G.
Eyres- petition.
Alley Blk 50

Ladies Cemetery
Association- petition.

Amelia Brass-
petition

City Engineer's
report on
Boulder creek
bridge

Reports of Committees.

Report Streets & Alleys
Comm on opening alley
in block 50.

Alderman Jackson, for the streets and alleys committee, to whom was referred the petitions of citizens, asking that the alley running east and west in block 250 be opened, presented a report thereon, recommending that the petition be granted.
Adopted.

Report of Park Com.

granting petition of
Young Men's Recreation
Association.

Alderman Powell, for the Park committee, to whom was referred the petition of the Young Men's Recreation Association for the use of Hemphill Park, made a report, recommending that same be granted on condition that the association repair and keep in repair the fence surrounding said park and use same only for the recreation of the members of the association, and when not in use leave it open to the public. Adopted.

New Business.

The following resolution from the Board of Public Works was then read:

Resoln B. P. W authorizing
exchange of third rail
Dam R. R.

Resolved: That the city council be requested to authorize an exchange of the third rail of the Dam railroad for cast iron water pipe with the state penitentiary board on the best terms that can be made, the prices to be agreed upon by the Board of Public Works. Adopted.

This further resolution by the Board of Public Works was then read:

Resoln B. P. W. as to
map of water pipes
etc.

Resolved: That the map of water pipe lines recommended by Engineer Fanning and adopted by the Board of Public Works, be referred to the city council with the request that it be adopted by the city council, leaving the extension of small mains and location of fire hydrants to the engineer of the Board of Public Works and the proper committee of the city council.

Alderman North moved that the map as prepared by Mr Fanning be approved and the other recommendations of the Board of Public Works be concurred in.

Alderman Fischer moved, as a substitute, that the map be referred to the water and light and fire committees.

Alderman North's motion was adopted.

Communication from W. J.
Oliphant, Secy B. P. W. in refer-
ence to proposition Ft. Wayne
E. Co for lighting City.

A communication was read from W. J. Oliphant, secretary Board of Public Works, submitting the proposition of the Fort Wayne Electric Company in reference to lighting the city. The communication stated the proposal was unanimously accepted by the Board and its acceptance recommended to the council.

Proposition Ft. Wayne Elec
Co.

The proposition states that the Fort Wayne Electric company agree to furnish and construct all necessary poles, wires, towers and electrical apparatus in accordance with the specifications of Engineer Fanning. They agree to accept the Dam railroad, subject to the present lease, as joint property, allowing for it the sum of \$115,500. If the city can or desires to sell the road for a better price than \$45,500 or before the final acceptance of their work, they will allow the city to make said sale

and retain all money realized over and above the sum of \$43,500. In case the company has equipped the road, the value of said equipments must be paid them after same shall have been determined by an arbitration committee, one member of which shall be chosen from the board, one from the company and these two to select the third.

Alderman Linn moved to refer the proposal to a committee of five. Alderman Lawless, as a substitute, moved that the same be accepted.

Alderman Anderson moved to amend Alderman Linn's motion by referring the proposal to the whole council, with the request that the Board of Public Works be invited to confer with the council tomorrow afternoon at 5 o'clock.

Alderman Taylor moved that the council take a recess of 10 minutes and examine the map and specifications.

Alderman Linn's motion to refer to a committee of five was then adopted by the following vote:

Yeas- Aldermen Aronson, Dawson, Fischer, Glass, Hancock, Linn, Nitschke, Platt, Redd, Roberdeau, Schneider, Shalley, Taylor- 13.

Nays- Aldermen Anderson, Jackson, Lawless, North, Powell, Raymond, Townsend, Warmoth- 8.

Alderman Taylor moved that when the council adjourns, adjournment be taken until Wednesday evening at 8 o'clock. Carried.

The chair appointed Aldermen Linn, Anderson, Schneider, Nitschke, and Lawless on the afore mentioned light committee.

Reports were received from the Board of Public Works, to whom were referred the claims of W. M. Platt and E. S. Hughes for damages alleged to have been caused by the building of the dam, recommending that the claims be not allowed. Adopted.

The board of Public Works returned without acting thereon, a petition of citizens of Post Oak bend, requesting that the sluice pipes in the dam be closed, said pipes having long since been closed.

By Alderman Anderson- An ordinance appropriating the sum of \$15,150.00 for the purpose of paying interest on waterworks and electric light bonds of the city of Austin, due April 1st 1894. It was read the first time and a second and third time, under suspension of the rules, and passed by the following vote:

Yeas- Aldermen Anderson, Aronson, Dawson, Fischer, Glass, Hancock, Jackson, Lawless, Linn, Nitschke, North, Platt, Powell, Raymond, Redd, Roberdeau, Schneider, Shalley, Taylor, Townsend, Warmoth- 21.

By Alderman Anderson- An ordinance appropriating the sum of \$16,597.19 for the purpose of paying John F. Hunt Co. general estimate of work done and material furnished by them under their contract, dated Oct 10, 1893. It was read the first time, and a second and third time, under suspension of the rules and passed by the following vote:

Special Light
Com.

Report B. P. W on
Platt + Hughes
claims.

Pet of citizens of
Post Oak Bend returned

Ordinance appropriating
\$15,150.

Ordinance appropriating
\$16,597.19

Yens Aldermen Anderson, Arsmann, Dawson, Fischer, Glass, Hancock, Jackson, Lawless, Linn, Nitschke, North, Platt, Powell, Raymond, Redd, Robertson, Schneider, Shalley, Taylor, Townsend, Warrmoth - 21.

Alderman Linn was here called to the chair by the mayor.

Resolution giving City Clerk safe in City At C's office.

By Alderman Glass - A resolution that the safe belonging to the office of the city assessor remain in the office of the city clerk, and the mayor be authorized to purchase a larger safe for the city assessor and collector at a cost not to exceed \$450. It was referred to the finance committee, to which Alderman Arsmann was added, with power to act.

(Mayor in the Chair)

At his own request Alderman Anderson was excused from the special committee to consider the Fort Wayne Electric Co's proposition and Alderman Fischer was appointed.

Res ordering new floor on bridge on E. ave. & 16th St.

A resolution by Alderman Nitschke that the city engineer be instructed to place a new floor on bridge on East thirteenth street at the intersection of East Avenue. It was referred to the street committee with power to act.

Resolution to give S.A. truck + hose cart + to let the \$600 go for building alone.

By Alderman Redd - Whereas, the city now has trucks and hose carts lying idle sufficient to supply South Austin Fire Co No 5, and

Whereas, the \$600.00 appropriated by your honorable body is barely sufficient to build a suitable house for the present purposes, be it

Resolved by the city Council of the city of Austin that said South Austin Fire Company No 5 be permitted to use the said \$600.00 heretofore appropriated for building purposes exclusively, and that they be allowed the use of any of the old trucks, etc now being idle. It was referred to the fire committee.

Building of S A F C erected under supervision Fire Comm

Alderman North moved that the building for South Austin Fire Company, provided for by an ordinance passed March 5th 1894, be erected under the supervision of the fire committee of the city council. Adopted.

The Council then adjourned until 8 o'clock P.M. March 21st 1894

Milton Marris,
City Clerk.

Minutes of an Adjourned Regular Meeting of the City Council.

Austin, March 21, 1894.

Hon. John McDonald, Mayor, presiding.

Roll Call

Present - Aldermen Anderson, Glass, Hancock, Jackson, Lawless, Linn, Nitschke, Powell, Raymond, Roberdeau, Shelley, Taylor, Warmoth - 13

Absent - Aldermen Arsmann, Dawson, Fischer, Harne, North, Platt, Redd, Schneider, Townsend - 9.

On motion of Alderman Raymond the council took a recess of 10 minutes.

After the expiration of the recess the roll was again called with the following result:

Present - Aldermen Anderson, Arsmann, Glass, Hancock, Jackson, Lawless, Linn, Nitschke, Powell, Raymond, Roberdeau, Schneider, Shelley, Taylor, Warmoth - 15

Absent - Aldermen Dawson, Fischer, Harne, North, Platt, Redd, Townsend; total 7.

Alderman Linn presented the following:

To Honorable John McDonald, Mayor, and

the City Council of the city of Austin:

Gentlemen: - Your special committee to whom was referred the proposition of the Fort Wayne Electric Co. to put in an electric plant in this city, according to the specifications prepared by Engineer J. F. Fanning and adopted by the Board of Public Works, and proposing to accept the Dam Railway in part payment for said plant, have given the matter due consideration.

We respectfully recommend that the recommendations of the Board of Public Works be adopted, with this exception - that the city reserve the right to sell said Dam Railway at any time before January 1st 1895, instead of Sept 1st 1894, as proposed by said Ft. Wayne Electric Co. Your committee respectfully submit the following resolution and ask its adoption.

Resolved. That the mayor be and he is hereby authorized to enter into contract with the Fort Wayne Electric Company to put in an electric light plant in this city in accordance with their proposal, and in accordance with the specifications prepared by Engineer J. F. Fanning and approved by the Board of Public Works, said contract to stipulate and reserve the right to the City of Austin to sell the Dam railroad at any time before January 1st 1895, provided the city deems it advantageous to do so.

Respectfully Submitted

Henry A Linn

Francis Fisher

J. P. Schneider

P. J. Lawless

J. B. Nitschke

Alderman Raymond entered the council and announced the business.

On motion the rolls were called and the resolution was passed by the council accordingly by the following yeas:

Yea: Aldermen Anderson, Arsmann, Glass, Hancock,

Jackson, Lawler, Linn, Nitche, Powell, Raymond, Robert-
deau, Schneider, Shelby, Taylor, Townsend, and Warmoth,
total, 16.

On motion the rules were further suspended and
the resolution passed to its third reading by the follow-
ing vote:

Yeas Aldermen Anderson, Armann, Starr, Hancock,
Jackson, Lawler, Linn, Nitche, Powell, Raymond, Robert-
deau, Schneider, Shelby, Taylor, Townsend, and Warmoth; total, 16.

The resolution then was read a third time and, on
motion, was adopted.

Lewis Mercer Construction
Co. Petition for extension
of franchise

A petition from the Lewis Mercer Construction company
and the City of Austin Sewerage Company, by their attorneys
and agents, Walton + Hill, asking an extension of the fran-
chise of the City of Austin Sewerage Company for three
months, was presented and on motion, granted.

Petition A. Schneider et al
as to election of officers
fire dept + making mem-
bers.

The following was presented by Alderman Schneider:
To the Honorable Mayor

And Members of the City Council of the City of Austin:
Gentlemen Your petitioners respectfully represent that
H. Beckatz, a member of Colorado Company No 2, asserts that said
Colorado No 2, did on or about the 17th day of March, elect 28
members to said company for the purpose of voting said
members for officers of the fire department of the City of
Austin, at election held for that purpose on the 19th day
of March, 1894. The election of said members was condition-
ed that after the election of said officers of the fire depart-
ment, the said 28 members could remain bona fide members
of said Colorado Company No 2, or withdraw at their option
the principal object of their election being to vote them
for a certain officer or officers at the election held on the
said 19th day of March, 1894.

Now therefore, your petitioners respectfully pray that
your honorable investigate said charges before confirming
the results of said election, held on the said 19th day of
March, 1894, as said 28 members were illegally elected,
as the constitution and bylaws require members to be
elected by ballot, and they were elected by acclamation.

Respectfully submitted,

A. Schneider, foreman Hood and Ludder, W. A. H.
Schneider, E. A. Thielepape, W. C. Russell, R. H. Raatz, J.
Macken, N. A. Achilles, J. B. Garner, S. H. Cox, Fred Stirling,
H. Beckatz, D. Casey, C. J. Wilhelm, A. A. Schutze.

The petition, on motion of Alderman Linn, was refer-
red to the fire committee for investigation.

Resolution
Alderman Powell introduced
a resolution requesting
the Board of Public Works
to employ a competent man
to inspect the water pipe
and the capping of the same
where necessary.

Alderman Powell introduced a resolution request-
ing the Board of Public Works to employ a competent man
to inspect the water pipe and the capping of the same
where necessary.

Alderman Taylor offered an amendment that the words
"if they deem it advisable" be added at the end of the re-
solution. The amendment carried.

Alderman Anderson moved that the resolution

as amended be referred to the Board of Public Works.

Adopted by the following vote:

Yeas- Aldermen Anderson, Hancock, Jackson, Lawless,
Linn, Raymond, Roberdson, Townsend, Warrneth- 9.

Nays- Aldermen Aermann, Glas, Nitschke, Powell, Schneid-
er, Shelly, Taylor- 7.

Verbal report of the
Committee.

Alderman Linn made verbal statement that the
Committee to whom was referred the resolution authoriz-
ing the mayor to purchase safe for the city assessor and
Collector, with power to act, had met, acted upon said
resolution and that the safe had been purchased.

The Council then adjourned.

Milton Morris.
City Clerk.