

Called Meeting of City Council.

Austin, Texas, August 21st 1880.

Roll called. Present Aldermen Boardman, Metz, Halle, Platt, Robertson, Richman, Gucken and Tobin.

Absent Alderman Bahrenburger.

His honor, the Mayor, announced the reasons for the called meeting, and stated that the first business in order, would be the election of the president of the board of aldermen as Alderman Crooker had resigned his position as alderman of the sixth ward, which resignation had been accepted.

The minutes of the meetings of July 12th and 13th were read and approved.

Alderman Tobin nominated Alderman Halle as president vice Crooker resigned. Nomination seconded by Aldermen Boardman and Platt.

On motion Alderman Halle was declared president of the board of aldermen, vice Crooker resigned.

His honor, the Mayor, announced the following changes in committees;

Finance Committee Alderman J. F. Tobin, vice Crooker.

Street Committee Alderman J. S. Bahrenburger as chairman.

Also the following temporary changes;

Street Committee R. Platt, vice L. M. Crooker.

Fire Department Alderman G. P. Boardman vice L. M. Crooker.

The following resolution was introduced by Alderman Halle:

Whereas, There is reason to believe that the election held in the city of Austin, on the 16th day of August 1880, for the election of a mayor of said city, was ordered, held and conducted without authority of law, and in violation of the provisions of the charter of said city, in this - that said election was ordered held and conducted under

and by virtue of article 167 of the ordinances of said city, which is in words as follows: Article 167 (7). Whenever any election, is to be held for city officers, either at the general elections, or to fill a vacancy, the mayor shall give notice thereof, at least ten days, before the day fixed for said election, by printed notices, posted in three or more public places, in the city, setting forth clearly all the requirements of the law, as to the voters, the place of voting, officers to be elected, and the time fixed for said election, he shall also, at the same time, appoint judges and clerks for each place of voting, such places of voting to be fixed by the city council, and the manner of conducting said election, and making the returns thereof shall be the same provided by law in making state and county elections, except as modified in the charter of this city, which said ordinance is in direct conflict with, and is repugnant to Art 11. sec. 11 which is as follows: "All elections for city officers, the voters shall vote by ballot, and shall vote at such time and place, as the council shall prescribe, judges of election shall be appointed by the board of aldermen"; and also to article 18. sec. 46, which reads as follows, to wit: "The city council shall order special elections to fill vacancies, for unexpired terms of all city officers, that are elected," see pages 18, 19, & 23; city charter. And—

Whereas, it is deemed to be for the best interests of the city, that the council should act advisedly in passing upon the questions touching touching the validity of said election, therefore, be it.

Resolved, The mayor be, and he is hereby, authorized and directed, to appoint a special committee of three aldermen, whose duty it shall be, to obtain the written opinions of competent legal counsel, upon all questions of law, arising from, or incident to the action of the mayor, in ordering said election.

in the manner herein before set forth. Said opinions shall be in response to written questions propounded by said special committee and said opinions and questions shall be made a part of a report by said special committee to the city council, and the mayor is hereby requested to call a special meeting of the council, as soon as said special committee shall be ready to report. And be it further, Resolved, That the canvassing of the returns of said election, shall be postponed until after said special committee shall have reported.

Alderman Robertson, moved to lay the resolution on the table. The ayes and nays being called for, the motion was lost by the following vote:

Yeas — Aldermen Metz, Robertson and Richman. — 3.

Nays — Aldermen Boardman, Halle, Platt, Sherman and Tobin. — 5.

By motion of Alderman Platt, the resolution was referred to a special committee of three Aldermen, with authority to confer with counsel, and to report Thursday night, August 26th.

His honor, the mayor, appointed as such committee, Aldermen Halle, Platt and Metz.

+ Petitions of L. M. Bell, and W. A. Thaison & Bro. for permission to conduct and carry on, variety shows, on East Pecan street, were presented.

Alderman Platt, moved the petitions be granted. Yeas and nays being called for, resulted as follows:

Yeas — Aldermen Metz, Halle, Platt and Richman. — 4.

Nays — Aldermen Boardman, Robertson, Sherman and Tobin. — 4.

There being a tie vote, the chair voted in the negative, and the petitions were not granted. The following ordinance was introduced, read first time and on motion referred to ordinance committee: An ordinance amending article 686.11 of the Revised ordinances of the City of Austin.

Also the following ordinance: "An ordinance repealing article 682, of the Revised City ordinances." Read first time, and referred to ordinance committee.

The following communication was presented by Alderman Richman.

Austin, Texas, August 18th 1880.

August Zeller Esqr. Acting Chief Austin Fire Department.

Dear Sir, The meeting hall of Austin Hook and Ladder Company No 1 situated in the building on Bois d'Arc, owned by the city of Austin, is in a very dilapidated condition and needs some necessary repairs, such as painting, work on tin roof etc, and I would request you to examine the premises and recommend the work done.

Respectfully J. H. Chassey
Foreman, A. H. & L. Co. No 1.

Austin August 20th 1880.

To the honorable Mayor, and Board of Aldermen, City of Austin.

Gents: After a careful examination of the premises I recommend the repairs asked for by Foreman Chassey. The amount of work necessary will not exceed the sum of forty dollars.

Respectfully, Aug. Zeller.
Acting Chief Engineer A. F. Dept.

Recommended by -

Fritz Richman.
Geo. L. Robertson.

On motion the communication was received.

Alderman Richman introduced the following resolution, which was read first time:

A resolution to appropriate forty dollars to repair the hall of Austin Hook and Ladder Co. No 1.

Be it resolved by the city council of the city of Austin, That the sum of forty dollars, be and is hereby appropriated to do necessary repairs in the hall of Austin Hook & Ladder Company No 1.

An motion of Alderman Boardman, the rules were suspended by the following vote:
 Yeas - Aldermen Boardman, Halle, Platt, Robertson, Reichman, Guehan and Tobin.

Nays - Alderman Metz - 1.
 Resolution read second time, and on motion of Alderman Reichman, the rules were further suspended, and the resolution placed on the third reading, by the following vote:
 Yeas - Aldermen Boardman, Metz, Halle, Platt, Robertson, Reichman, Guehan and Tobin - 8.

Nays, None.
 Resolution third time, and on motion passed by the following vote:
 Yeas - Aldermen Boardman, Metz, Halle, Platt, Robertson, Reichman, Guehan and Tobin - 8.

Nays - None.
 Alderman Tobin moved to reconsider the vote by which the council had refused to grant the petitions of L. M. Bell, and W. H. Thaisson & Bros. to carry on and conduct variety shows, on East Pecan Street, Leavine.

An motion of Alderman Tobin, the petitions above named were granted twenty days in which to close variety shows.

An ordinance repealing an ordinance entitled "An ordinance amending article 338, (2) of the Revised ordinances of the City of Austin". Ordinance read first time and referred to the ordinance committee.

Also an ordinance fixing the minimum price of rental of meat, fish and poultry stalls, in the city market. Read first time and referred to ordinance committee.

In motion the finance committee were instructed to approve the account of Clara Cerny, for work done on the streets of Austin.

Alderman Halle introduced the following resolution, which was unanimously adopted:

Resolved by the city council of the city of Austin, That the Finance Committee is hereby authorized to employ such clerical force, as they may deem necessary, to examine the papers, books, vouchers etc. of the city government.

An motion the council adjourned until

L. M. Bradley

CITY COUNCIL PROCEEDINGS.

ADJOURNED MEETING.

AUSTIN, August 26, 1880.

Mayor J. C. DeGress, presiding.

Roll called.

Present—Aldermen Boardman, Metz, Nalle, Platt, Robertson Reichman and Tobin.

Absent—Aldermen Sheehan and Wahrenberger.

On motion the reading of minutes was dispensed with.

Alderman Boardman moved to reconsider the motion by which a resolution was adopted on August 21, 1880, appointing a special committee of three to inquire into the validity of the late election and authorizing said committee to confer with such counsel as they might select.

Alderman Nalle, on the part of said committee, presented a report together with the opinions of counsel employed.

Alderman Boardman objected to the reading of the reports and renewed his motion to reconsider.

The mayor ruled the motion out of order on the ground that under authority of the resolution passed August 21, 1880, the committee had acted, made contracts and employed counsel and that therefore their action could not now be nullified.

Alderman Robertson appealed from the decision of the chair, and Alderman Reichman called for the yeas and nays upon this motion. The following was the result:

Yeas—Aldermen Nalle, Platt and Tobin—3.

Nays—Aldermen Boardman, Metz, Robertson, and Reichman—4.

The question then being upon the motion of Alderman Boardman to reconsider the yeas and nays were called for and the following was the result:

Yeas—Aldermen Boardman, Metz, Robertson, and Reichman—4.

Nays—Aldermen Nalle, Platt and Tobin—3.

The question then being, "shall the resolution now pass?" Alderman Robertson moved to lay the resolution on the table. The yeas and nays were called for.

Alderman Nalle moved to adjourn. Lost.

Alderman Metz moved a call of the council. The call being sustained by three, the Marshal was despatched for the absentees.

Alderman Sheehan appeared and answered to his name, and on motion the call was suspended and the motion to lay the resolution on the table was passed by the following vote:

Yeas—Aldermen Boardman, Metz, Robertson, Reichman and Sheehan—5.

Nays—Aldermen Nalle, Platt and Tobin—3.

Alderman Reichman moved to canvass the returns of the late election. Carried.

Aldermen Reichman, Metz and Robertson were appointed as tellers, and the following was announced as the result:

Wards.	1	2	3	4	5	6	7	8	9	10	Total
L. N. Crocker.	64	13	31	22	19	10	10	93	21	88	5
G. W. Boardman	16	34	32	14	30	6	6	104	32	44	35
J. J. Tobin.	11	22	22	11	10	10	10	84	26	45	1
R. F. Campbell.	18	17	21	17	12	10	10	98	26	45	1
R. Platt.	18	35	22	17	12	10	10	115	26	45	1
J. H. Stewart.	18	35	22	17	12	10	10	115	26	45	1
J. Sheehan.	18	35	22	17	12	10	10	115	26	45	1
For Free Schools.	18	35	22	17	12	10	10	115	26	45	1
Against Free Schools.	18	35	22	17	12	10	10	115	26	45	1
For Board of Trustees.	18	35	22	17	12	10	10	115	26	45	1
For City Council.	18	35	22	17	12	10	10	115	26	45	1
For the Board of Aldermen.	18	35	22	17	12	10	10	115	26	45	1

We, the tellers appointed by the mayor to canvass the votes cast at the election held on the 16th day of August 1880, and the above table

Alderman Reichman moved that the council adjourn until Saturday, August 28, 1880, at 8 p. m., and that L. M. Crocker be installed as mayor at said adjourned meeting. Motion carried and the council adjourned.

L. M. BRADLEY,
City Clerk.

Adjourned called meeting Aug 28/80
Mayor Crocker
Presiding.
Present Aldermen
Boardman, Metz
Robertson, Reichman
Sheehan, Tobin
Wahrenberger
Absent Aldermen
Nalle & Platt
Mayor presented
his officers
reports as
follows—
after reading
of which the
oath of office
as Mayor was
administered
to Mayor elect
L. M. Crocker
who having
taken his seat
motion to adjourn
was carried
L. M. Bradley
City Clerk

THE STATESMAN.

AUSTIN, TEXAS.

WEDNESDAY, SEPT 1, 1880

REPORT OF CITY OFFICERS.

TEXAS, August 28, 1880.
Honorable Board of Aldermen,
Austin:

Gentlemen: As my resignation of the office of mayor takes effect today, I have the honor to submit herewith my report of the condition of the city.

In taking charge of this office in June, 1877, I found a bonded indebtedness of \$95,900, and a reported actual floating indebtedness of \$9,758.12, an actual floating indebtedness of nearly double that amount.

Since then, I have been sold, and have paid off a ten per cent interest-bearing warrant over and over more than two months ago. I have charge of the office, and a warrant was for \$1500 with in-amounting to made the

city some years ago is located on one lot, this has heretofore been valued at \$3051, but this valuation is at least \$1000 too much, and I have cut it down on the inventory of the city property.

As the contract between the city and Mrs. Wahrenberger, from whom this property was rented and now purchased, would have expired on June 1, 1882, I think this purchase made by the city is to her interest, especially when the location of this property (being in the center of the business portion of the city) is taken into consideration and the purposes for which it is intended.

There are a large number of lots in the city cemetery which have been sold but not paid for, some of these sales running back ten years; on some of these lots single interments have been made, if authority was given the city sexton to sell this property for single interments, about one thousand dollars could be realized on them.

INVENTORY OF CITY PROPERTY.
One engine house 2,000 00
One-half of lot 8 and 3 block 60 1,041 35
One house for Protection Hook and Ladder Co. No. 3 450 00
Two steam fire engines 13,000 00
One fire extinguisher, value unknown. (The cost of this extinguisher was \$2,788.00 but its value is merely nominal.) 250 00
One hose carriage 250 00
2000 feet of hose 2,500 00
Three hook and ladder trucks 4,800 00
of companies of fire

ment on the office. Department is announced. Thanking you for the service you have rendered during the past year, remain, gentlemen, Yours respectfully

By FRITZ F. FI
For the year
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AUST

April 22, 18 and wood sh was discovered, saved, helping J. J. Tobin, pro Mrs. J. J. Mart known. Loss, \$ May 8, 1879, at yard on lot 8, in S. E. Jaquith's cause, \$25; no insuran May 9, 1879, at store house on on burned to the go. under Brown. L. rance; cause, acci May 10, 1879, at lot 8, in block 1 damaged to the cause, incendiary; May 11, 1879, at house belonging Arsenal was fir