

Regular Meeting of City Council May 7th 1877

The Council was called to order at 4 O'clock P.M. Mayor Shuler in the chair.

Roll called and the following members answered
Aldermen Bremond, Cook, Duffenbaugh, Jannus
Larremour, Maas, Robinson and Ross

Absent Alderman Taylor. Quorum present
On motion of Alderman Robinson the reading of
the Journal of previous meeting was dispensed with

The returns of the Judges of Election for Alderman
in Ward No 5 was received, opened and read as
follows

We the undersigned Judges and Clerks of
an Election held in the 5th ward of the City of Austin
on the 4th day of May 1877. In accordance with the
proclamation of the Mayor of Austin for one Alderman
for said Ward to fill the vacancy of Felix Chandler
do hereby certify that after the Officers were duly
sworn there were cast thirty votes of which
Robert H. Ward received 49 Votes
Andrew Neil received 41 Votes

In witness whereof we have hereto set
our hands this 4th day of May 1877

A. von Rosenberg Judge
Louis Fielking Clerk
Henry Klenck

I A von Rosenberg being one of the judges
appointed by the Mayor have appointed the above named
Louis Fielking and Henry Klenck in place of R. Bertram
and Felix Saunders they having failed to serve
A von Rosenberg

Alderman Ross moves that as R. H. Ward had
received the highest number of votes that he be declared
elected Alderman of Ward No 5

As R. H. Ward Alderman-elect from Ward
5 being present the Mayor administered to him the oath
of office and he qualified and took his seat

Petition of H. H. Duff & R. H. Hunter for License
to sell spirituous, vinous and malt liquors in quantities
less than one quart in Ward 3rd Granted

Petition of J. R. Rowland for same business in
Ward No 9 Granted

Petition of M O Hoppe for same business in Ward 71st 9
Granted

Petition of J. Griffiths for same business in Ward 71st 9
Granted

Petition of H A Baylor stating that on the 15th day of June 1875 Mr Scott McLean took out license for carrying on a meat market and paid the same for 6 months giving his note with petitioner as security for the remaining quarter years license \$25.99 that on the 1st day of November 1875 said McLean discontinued the business and has not since engaged in the same. nor derived any benefit there from. and petitioner asks that said note be cancelled and remitted

On Motion of Alderman Brumond the petition was referred to the Market House Committee with power to act

Petition of M H Townsend asking that the Tax assessment on certain property belonging to him be reduced to the amount that he rendered it for 1876

On Motion of Alderman Brumond the petition was referred to the committee appointed sometime since for that purpose, with power to act (The Mayor, Alderman Doffenbaugh and James are the committee)

Petition of Mrs Clara Shaw asking that the assessment on Lot #7 Block #66 be reduced to \$1,000 for the year 1876

On Motion of Alderman Brumond the petition was referred to same committee as Townsends petition with same powers

Petition of E H Dorr Mc English and Robert English to grant them a lease of ground laying between Lavaca and Guadalupe streets and south of Miller street for manufacturing purposes for the term of twenty years

On Motion of Alderman Brumond the petition was referred to Street Committee

Communication from Mc English on supply of pure water for the City of Austin

On Motion of Alderman Reed the communication was laid on the table

Petition of S Bongini, Morley, Geo. J Newman and others doing business on Pecanst St stating that they are greatly annoyed by draymen and asking for relief

On Motion of Alderman Robinson the petition was referred to the City Marshal

Petition of J. J. Moore for payment for boarding one H. J. Hearn and attendants for four days amounting to \$20⁰⁰

On Motion of Alderman Mass the petition was laid on the table

By Alderman Jeffersburg Whereas on the 25th day of January 1875 a petition was presented to the City Council signed by 247 citizens and tax payers, praying for the erection of a Wagon Bridge across Haller Creek on Mesquit Street and that said petition was referred to the Committee on Streets.

Therefore be it resolved by the City Council of the City of Austin that the Mayor and Street Committee be authorized to advertise for proposals for the building of a rock bridge across said creek crossing

On Motion of Alderman Cook the petition and resolutions was referred to the Street Committee

The Reports of the City Marshal City Doctor and City Physician for the month of April was received

Austin Texas April 27. 1877

To the

Hon City Council
of the City of Austin

Your Committee to whom was referred the Petition of J. S. Pondurance for lease of the property known as the old mill. have the honor to report that the same have been recorded and performed the duty assigned them by leasing the said property in Record Book to the said Pondurance for the period of one year with the privilege of two years at a yearly rental of one hundred dollars. A copy of said lease is herewith submitted and made part of this report.

Your Committee would respectfully request that their action in the premises be confirmed.

Respectfully Submitted
J. B. Hulse Mayor
A. H. Cook Jr
M. A. Taylor
J. H. Robinson

^{Barren} Alderman Moved that the report of the Committee be received and their action confirmed.

The Yeas and Nays ordered and the motion carried by the following vote

Yes Aldermen Bromond, Cook, James, Larmon, Maco
Robinson Root and Ward
Nays Alderman Duffenbaugh

The Mayor called the attention of Council to the claim of the Sibley Manfg Co for balance of purchase money on Steam Fire Engine and the Gutta Percha & Rubber Manfg Co for the purchase of Horse which was presented by the 1st Nat Bank to City Council on the 2nd of Apr last and referred to Finance Committee.

He also informed Council that the parties had been communicated with, with reference to exchanging the city warrants held by them for City Bonds

Alderman Bromond moved that the Mayor and Finance Committee be authorized to settle the claims referred to, to the best interests of the City by Bonds or otherwise

The Yeas and Nays ordered and the motion carried by the following vote

Yes Aldermen Bromond, Cook, Duffenbaugh,
James, Larmon, Maco, Robinson Root and Ward
Nays None

The Mayor informed the Council that a capias had been served on him from Justice Neil Court in the case of Hamaker vs No City of Austin for work done on Bridge across the Alamo Creek on Cedar Street

Alderman Bromond moved that the Mayor and Street Committee be authorized to arrange the matter to the best interests of the City

By Alderman Cook. Be it resolved by the City Council of the City of Austin that the Mayor and Street Committee in connection with the Chief of Fire Department be requested to determine how many Hydrants shall remain on the Avenue and Pecan Street and report to the City Council

Carried

Alderman Bromond moved that the Market House Committee be authorized to make such arrangements with the City Water Company as they deem best for supplying the City Market House with water, Carried

By Alderman Cook. Be it resolved by the City Council of the City of Austin that all Horses and Mules owned by the City be stabled at the different Fire Companies, so in case of fire at night they can be used to assist the fire department in conveying their Engines. In case of all fires that may occur after 6 o'clock P.M.

And be it further resolved that said animals shall be

under the full control of the Chief of the Fire Department between the hours of 6 o'clock P.M. and 4 o'clock A.M. for him to designate what fire Companies shall have use of said horses and mules.

On motion of Alderman Brumond the resolution was laid on the table.

By Alderman Rosh 131 it resolved by the City Council of the City of Austin, That the City Marshal be and she same is hereby instructed to remove the sign in front and above Menon Tobin, Bros Dry Store on the North east corner of Congress Avenue and Bird Lane street, said sign obstructing the sight towards the City Clock to the great detriment of Citizens living north of Bird Lane street.

Alderman Ward offered the following substitute for the resolution of Alderman Rosh. That the City Attorney prepare an ordinance regulating the pulling up of signs &c.

Alderman Rosh accepted the substitute.

Alderman Robinson moved that the substitute be adopted.

Carried.

Alderman Brumond moved that the Street Committee be requested to ascertain if it would not be to the interest of the City to dispose of all City Horses, Mules, Carts &c except the Scavenger Cart and Horse Carriage.

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By City Attorney. An Ordinance Fixing the license tax on Insurance Companies.

The ordinance was read and passed to its second reading.

Alderman Cook moved that the rules be suspended and put the ordinance on its second reading.

The Yeas and Nays ordered and the motion to suspend the rules carried by the following vote.

Yeas Aldermen Brumond, Cook, Siffenbarger, James, Lamm, Maas, Robinson, Rosh and Ward.

Nays None.

The ordinance was read the second time and passed to its third reading.

Alderman Robinson moved to further suspend the rules and put the ordinance on its third reading.

Carried unanimously.

The ordinance was read the third time and passed by the following vote.

Yeas Aldermen Brumond, Cook, Siffenbarger, James, Lamm, Maas, Robinson, Rosh & Ward. Nays None.

Alderman Hard was appointed on the Ordinance Committee
The Ordinance regulating Market Hours which passed
its first reading on the 13th of April was taken up and read the
second time

Alderman Bremond moved ^{that} the ordinance be laid on the
table

The Yeas & Nays ordered and the ordinance was laid on
the table by the following vote,

Yeas Alderman Bremond, James Meas. Robinson, Rock
and Ward

Nays Alderman Cook, Deffenbaugh and Lammour
Alderman Rock Alderman from ward 7th tendered his
resignation

On Motion of Alderman Cook the resignation of Alderman
Rock was accepted

Mayor Office Austin Texas
May 7th 1877

To the
City Council of the City of Austin
Gentlemen

I beg leave to tender to your body my
resignation as Mayor of the City to take effect on the 9th
day of next month.

Hoping that you will accept my resignation and
will at once order an election to take place on the first
Monday in June for the unexpired term

I remain

Most Respectfully
Your Obed Servant
J. B. Wheeler

On Motion of Alderman Robinson the resignation
of Mayor Wheeler was accepted.

On Motion of Alderman Robinson the
Mayor was instructed to issue his proclamation for the
election of Mayor of the City and to fill the vacancy caused
by the resignation of Alderman Rock in ward 7th of
said to appoint the necessary Judges and Clerks for
said election and designate the voting places

On Motion of Alderman Bremond the Cemetery
Committee was authorized to have the Cemetery fence
repaired

The Mayor stated that the City Officer had
nearly completed the assessments for the year 1877

and requested the Finance Committee to make an estimate of the amount required to defray the expenses of the City Government for the year and to establish the rate of taxation, he also requested the Ordinance Committee to prepare the ordinance required to levy the tax.

On Motion of Alderman Bromond the Council adjourned to Thursday May 10th 1877 at 3.30 P.M. to hear the reports of the Finance and Ordinance Committees.

Approved June 8th 1877
John F. Herbert.
City Clerk.

Adjourned Meeting of City Council May 10th 1877

The Council was called to order at 3.45 P.M.
Mayor Wheeler in the chair

Roll called and the following members answered
Aldermen Cook, Saffertangh, James, Hoops, Robinson
Taylor and Ward

Absent Aldermen Bromond and Larmon
The Finance Committee not being ready to report
asked for further time which was granted

On Motion of Alderman Robinson the Council
adjourned to Saturday May 12th 1877 at 3.30 P.M.

Approved June 8th 1877
John F. Herbert
City Clerk

Adjourned Meeting of City Council
May 12th 1877

Council called to order at 3.40 P.M. Alderman Robinson in the chair

Roll called and the following members answered
Aldermen Cook, Jeffenbaugh, James Mass, Robinson, Taylor and Ward

Absent Aldermen Diamond and Larmour
Georume present

Alderman Cook moved that the absentees be sent for
Carried

The Chairman directed the Marshal to bring in the
absentees

The Journal of April 2nd was read and adopted
On motion the further reading of the Journal was dispensed
with

Mayor Wheeler came in and took the Chair and
called for the report of the Finance Committee on the
Tax assessment for the year 1877

Alderman Taylor of the Finance Committee sub-
mitted a report recommending the laying an ad valorem
tax of $\frac{3}{4}$ of 1%.

Alderman Mass of the Finance Committee submitted
a report recommending the laying an ad valorem tax
of 1% for the year 1877

On motion of Alderman Cook the reports were
received

Alderman James moved that an ad valorem tax
of 1% be levied on all property made taxable by law
After considerable discussion action was postponed to
Tuesday, May 15th at 3.30.

Of Alderman App, Briggshoff being present was in-
vited to a seat within the bar of the Council Chamber.

Petition of Charles Martin and Henry Shaw for
the refunding of certain license tax paid by them to the
City of Austin, claiming that they had paid a
greater amount than allowed by law

On motion of Alderman Cook the petition was
referred to the Committee on Ordinances

Petition of Mrs Thaxter asking the issuance of
a duplicate warrant of City Warrant # 1128 for the
sum of Ten (10) dollars, the original warrant having been
lost, and to secure the City against loss, agreeing to give a
bond payable to the City of Austin in double the amount

of said book was not

On Motion of Alderman Robinson the petition was granted and the Mayor was authorized to issue a duplicate warrant upon the petitioners filing the bond as state in petition

On Motion of Alderman Robinson the Council adjourned to Tuesday ^{May 15} next, at 3:30 P.M.

Adjourned June 8th 1877
John F. Herbert.
City Clerk

Adjourned Meeting of City Council
May 15th 1877

No Quorum no business
John F. Herbert.
City Clerk