

City Council Room
Austin Texas May 13th 73.

Called meeting

His Honor J. B. Wheeler called the Council to order, the Roll being called the following Aldermen answered to their names, Ald. V. C. Sneed S. T. Boardman, W. Scholz, Wm. Brueggemhoff, F. H. Robinson, and J. W. Hanning.

Absent: Aldermen C. Bremond, and Geo. Supmann. Petition of C. J. Dukey, A. S. Roberts, N. J. Westberg, and many others, asking the privilege to erect a Hall for a Church and Charitable purposes on the Public square on Trinity Street, was read, and referred to a Committee of three. His Honor appointed on that Committee Ald. Boardman, Scholz and Robinson. On motion of Ald. Sneed the same Committee was instructed to examine into and ascertain how, and by what authority, the colored Church was erected on said Block.

Petition of John Hancock, C. Bremond, F. H. Robinson & Son, C. R. Johns, and many other citizens of this City, asking the City Council to take stock in Gas and Water works to the amount of one hundred thousand dollars, the stock to be taken in Bonds of the City of Austin, was read.

Whereupon Ald. Sneed offered the following Resolution. Be it resolved by the City Council of the City of Austin, that the Honorable the Legislature of the State of Texas be, and the same is hereby respectfully requested to enact into a Law the Bill which accompanies this Resolution, to be entitled "An act to authorize the City of Austin to become a stock-holder in any company or corporation for the purpose of supplying said City with water and gas." which resolution passed unanimously.

Ald. Scholz offered the following Ordinance

Be it ordained by the City Council of the City of Austin
Sec 1st Whenever a fire shall occur in this City it shall be the duty of the Mayor immediately thereafter to make an examination into the cause or origin of the same, and for that purpose shall cause to be summoned before him any person or persons whose testimony he may deem material and proceed to examine such person or persons under oath touching their knowledge of the origin of the fire and all circumstances connected therewith. The evidence thus taken shall be reduced to writing, and filed in the Mayor's Office.

Sec 2nd For all examinations made in pursuance of the foregoing Section the Mayor shall be entitled to charge and receive from the City the same fee for issuing process and taking testimony now allowed to Justices of the Peace for same kind of services in criminal cases.

On motion of Ald. Hannig the rules were suspended, the ordinance read second time, on motion of Ald. Hannig the rules were further suspended, the ordinance read third time, the yeas and nays being called, it passed by the following vote,

Yeas: Ald. Sneed Boardman Scholz
" " Brueggerhoff Robinson Hannig
Nays: none

Ald. Hannig offered the following Resolution

Be it resolved by the City Council of the City of Austin.
Sec 1st That the City Marshal be instructed to designate and appoint two of the Policemen now on the regular force as a mounted Police force, and that the two Policemen so appointed for such service be required to furnish their own Horses.

Sec 2nd That said mounted Police shall be allowed and paid as an addition to their regular salary, for the use and forage for the horses furnished Twenty five dollars in currency per month.

Sec 3rd That the mounted Police as provided for in the foregoing Section, shall be required in addition to their regular duties, to hold themselves in readiness to execute the orders of the Marshal or Mayor, at any time they may be called upon, and this resolution to take effect from and after passage.

On motion of Ald. Brueggerhoff the rules were suspended, the resolution read second time, on motion of Ald. Brueggerhoff the rules were further suspended, the resolution read third time, the yeas and nays being called it passed by the following vote,

Yeas: Ald. Sneed, Boardman, Scholz,
" Brueggerhoff, Robinson, Hannig
Nays: none

Ald. Brueggerhoff offered the following Resolution
Be it resolved by the City Council of the City of Austin
That a Committee of three be, and is hereby appointed to consist of the Mayor, City Surveyor, and Ald. Sneed

to draft such an ordinance that will fully cover the construction of a uniform pavement on Congress Avenue, which resolution was unanimously carried.

C. D. Anderson was then sworn in as City Surveyor.

On motion of Ald. Robinson the Council adjourned to Friday evening May 16th 1873.

Fred Steying
Recorder.

Austin Tex May 13th 1873

To His Honor J. B. Wheeler

Mayor of the City of Austin

Sir,

In obedience to your instruction I have the honor to report that I have made the Survey of West Avenue between Texan Street and Cedar Street, according to the City Maps, and find that the said Avenue is obstructed on the West side by, a cedar picket fence 116 feet in depth, by 565 feet front on the Avenue, and also by two small frame buildings, the said fence and buildings being the property of D. P. Kinney.

I also find that the said Avenue is obstructed on the East side by the inclosures of Block 49 and 48, to the depth of 5 feet, and throughout the extent of each of these Blocks fronting on the property of Mr. H. Robinson, and C. N. Worthington.

Respectfully
C. D. Anderson
City Surveyor.

City Council Room.
Austin Texas May 16th 1873

Council met pursuant to adjournment.

His Honor J. B. Wheeler in the Chair called the Council to order. Roll was called, The following Aldermen, answered to their names.

Ald. J. C. Sneed, G. J. Boardman Geo. Sufman

" Wm Bruegginkhoff J. H. Robinson & W. Hanning

Absent: Ald. C. Remond and H. Scholz

Petition of Louis Blumentritt asking privilege to open a butcher stall, at his residence on East Avenue was read, and granted.

Application of A. Baker to have cancelled the sum of twelve \$100 dollars, as receipted on his Market Bond No. 12 which

was now received by him as satisfied on same, was on motion, unanimously granted.

Committee to whom was referred the petition of C. J. Dutley, A. S. Roberts, H. J. Westberg, and others, reported adversely to granting said petition, but reported that the petitioners be permitted to build a church on either church Block No. 94 or No. 101 which report was received and adopted.

Committee on Printing made the following report to wit:

We the ^{unanimously signed} Committee on Printing make the following report:-

We recommend to the City Council to give the printing of the city to Col. J. D. Elliott of the ^{city} Gazette, and all bills for any work done by the city printer to be approved by the Printing Committee before said bills shall be paid.

Wm. Brueggelhoff, G. T. Boardman, and J. W. Hannig.

The report was unanimously adopted.

Committee which was appointed to draft an ordinance to provide for the construction of a uniform Pavement on Congress Avenue offered the following Ordinance.

Sec 1st Be it ordained by the city Council of the city of Austin, That Congress Avenue in said city, and the sidewalks thereof between the South line of Mesquite Street and the North line of Cedar Street in said city shall be graded as follows, that is to say:

The grade of center line of Congress Avenue from the South line of Mesquite Street to the intersection of Hickory Street shall be at the rate of one foot and two hundred and ninety three thousandths ($1\frac{293}{1000}$) in one hundred (100) feet.

From the intersection of Hickory Street to the North side of Cedar Street, the grade shall be at the rate of one foot and five hundred and sixteen thousandths ($1\frac{516}{1000}$) in one hundred (100) feet.

The grade of the sidewalks on the East side of the Avenue from the South side of Mesquite Street to the intersection of Hickory Street and from thence to the North side of Cedar Street shall be the same rate as that for the center line of the Avenue.

The grade for the sidewalks on the West side of the Avenue from the South line of Mesquite Street to the intersection of Hickory Street, shall be at the rate of nine hundred & fifty six thousandths ($9\frac{56}{1000}$) in one hundred (100) feet.

From the intersection of Hickory Street to the intersection of Pecan Street shall be at the rate of one foot and

six hundred and fifteen thousandths (1615) in one hundred (100) feet.

From the intersection of Pease Street to the south side of Cedar Street shall be, at the rate of one foot and eight hundred and seventy seven thousandths (1877) in one hundred (100) feet.

The side-walks shall be twelve feet wide, and have a slant from the upper side to the curb-stones of three inches, and the upper edge of the curb-stones shall be beveled so, as to conform to said slant.

Sec 2nd That the Mayor and Street Committee be, and they are hereby, authorized and required immediately after the passage of this ordinance, to enter into one or more contracts in behalf of said city for the grading of said Avenue in accordance with the grade as fixed, and established, by the first section of this ordinance; and in making said contracts, said Mayor and Street Committee be, and they are hereby, authorized to contract to pay for said work in money or in interest, drawing coupons the bonds of the city in such denominations, and redeemable in such time as may be stipulated in said contract; and that a sufficient amount of the annual revenues of the city be, and the same is hereby set apart as a special fund to pay the interest and create a sinking fund to redeem such bonds as may be issued in carrying out on the part of said city of such contracts and other contracts under this ordinance.

Sec. 3rd That the owner, or owners of all property fronting on Congress Avenue between the points named in the first section of this ordinance be, and they are hereby required ^{to begin} to grade the side-walks and construct new pavements and curb-stones thereon in front of their property, within ten days after being required by the Mayor so to do, and to complete the same within ten days thereafter. That said curbs on said side-walks shall be constructed of firm, and durable Limestone of, at least four inches in thickness, the upper edge and sides of which shall be dressed; the top of the curb to be beveled to conform to the surface of the pavements and the outer surface of which shall be dressed to a plane surface from the top to the base of the gutter, a distance of twenty inches, and shall be set firmly in the base

of the gutters, and distance of ten or twelve inches, and shall be set firmly in the base of the gutters to the depth of at least ten inches, in no case of less than three inches. The said pavements shall be constructed either of Asphaltnum or of firm and durable Limestone, at the option of the proprietors of the Lots fronting on said Avenue, and if constructed of Limestone, each stone shall be at least four inches in thickness and in a square or rectangular shape and laid in courses from inner to outer edges of said side-walks the upper or exposed side of which shall be dressed to a plain surface, and dressed at the sides so as to make a close joint; and that the construction of said pavements and curbstones shall be under the supervision of the City Surveyor and Street Committee, and in all respects conform to the grade established by the first section of this ordinance.

Sec 4th

That in case any person or persons owning property fronting on said Avenue shall fail neglect or refuse for twenty days after being required so to do by the Mayor or to grade the side-walks and to construct and complete the pavements and curbstones in front of their property in the manner and out of the material herein required, then it shall be the duty of the Mayor and Street Committee to cause such grading to be done, and said pavements and curbstones to be constructed at the expense of the city, and to have the amount of such expenses charged up against the owner or owners of property in front of which grading may be done and such pavements and curbstones may be so constructed and that the amount of such expense is hereby levied as a special tax against the owner or owners of the property in front of which such work shall be done, and shall be collected by the City Collector without delay.

Sec 5th

That it shall be the duty of the Mayor and Street Committee as rapidly as said Avenue is graded and the pavements and curbstones are constructed to cause a strip of eight feet in width on each side of said Avenue extending from the base of the curbstones towards the center of said Avenue to be paved with cobble stones of not less than four inches in diameter in a neat and substantial manner at the expense of the city for which purpose as well as to carry out section four

of this ordinance, the Mayor and Street Committee are hereby authorized to use the money of the city or to issue and use the bonds of the city in the same manner as authorized to be issued and used by section second of this ordinance.

Sec 6th That all ordinances in conflict with this ordinance are hereby repealed, and that this ordinance take effect and be in force from and after its proper passage.

On motion of Ald. Hannig the rules were suspended, the ordinance read the second time, on motion of Ald. Hannig the rules were further suspended, the ordinance read the third time, the yeas and nays being called it passed by the following vote.

Yeas: Ald. J. C. Sneed G. J. Brandenburg

" " Geo. Sigmund J. H. Robinson

" " Wm. Bruggenhoff J. W. Hannig

Nays none

Ald. Robinson offered the following Ordinance:

Be it ordained by the city Council of the city of Austin.

Sec 1st That whoever in this city shall without permission from the Mayor set up or cause to be set up any warning post on any highway or thoroughfare, or on any sidewalk; lift there the width of such sidewalk, or whoever shall suspend or put up any warning sign, than eight feet above the sidewalk, or any sign, box, fixture, merchandise or other article, on any sidewalk more than two feet from the inside line of such sidewalk, or shall suspend any merchandise, or other article the lower end of which shall be less than seven feet from the ground, or sidewalk over which it is suspended; and whoever shall place or throw or cause to be placed or thrown upon any highway, thoroughfare, sidewalk or public place, or in any gutter, any article whatever, so as to obstruct the same, or shall upon any such sidewalk, private or public bridge, street highway or thoroughfare, expose or offer any merchandise, or other property for sale by auction or otherwise, shall be guilty of a misdemeanor. Provided that this ordinance does not prevent any merchant or grocer from placing on the ends of his private bridge, articles for show or sale, provided he keeps at least six feet of said bridge in front of his store clear of all obstructions, and provided further that no combustible materials such as empty boxes, barrels, hogheads or other articles

which have been emptied of their merchandise shall be placed or remain on said bridges.

Sec 2nd Any person who shall throw waste paper, packs of boxes, barrels, trash, slops or any other material, through fresh water in the gutters of the city, or shall construct, or have constructed a private bridge which shall in any manner obstruct the free passage of water or shall let waste paper, packs of boxes, barrels, trash, slops, filth or any other material remain in the gutter in front of the buildings which he occupies after receiving notice from the city Marshal to remove the same, shall be guilty of a misdemeanor.

Sec 3rd That all ordinances or parts of ordinances in conflict with this ordinance be, and they are hereby repealed, and that this ordinance take effect and be in force from and after its passage.

On motion of Ald. Robinson the rules were suspended, the ordinance read the second time, on motion of Ald. Robinson the rules were further suspended, the ordinance read the third time, the yeas and nays being called it passed by the following vote.

Yeas: Ald. T. E. Sneed, G. T. Boardman,

" "

Geo. Supernum Wm Bruggenhoff

" "

J. H. Robinson J. W. Hannig

Nays: none

Petition of James B. Harris asking the Council to direct and require the Marshal to grade West Avenue in front of Block N^o 105 was read, and referred to Street Committee. On motion of Ald. Hannig the Council adjourned until their regular monthly meeting.

Fred Steying
Recorder.

City Council Room
Austin Tex June 3rd 1878.

Regular monthly meeting
His Honor the Mayor in the chair, the following Ald. were present. To wit, Ald. G. T. Boardman, A. Scholz, J. H. Robinson, and J. W. Hannig.
Absent: Ald. T. E. Sneed Wm Bruggenhoff C. Brumond and Geo. Supernum. There not being a quorum present the Council adjourned to Wednesday June 7th 1878.
Fred. Steying Recorder.