

after which the petition of Messrs. Odom and Grimpelman was read,
and there being not a sufficient number of members present to act
on any further business, or motion, the Council adjourned.
O. J. Smith, Recorder

Austin City Council Room
June 5th, 1871

The City Council met according to adjournment
Present - His Honor the Mayor

Aldermen Messrs. J. L. Davis, E. L. Eggleston, & Thomas
J. H. Robinson, & Wheeler, Henry Jackson

Absent - Aldermen Messrs. Fort Adams, J. L. Brown
Quorum present

The following communication by Horace Truby, in answer to
the tender of the hospitality of the city towards him, was read and
ordered to be spread upon the Minutes of the City Council, reading
as follows, to-wit:

St. Louis, Texas, May 25, 1871.

Gentlemen - In company with my two friends, Genl. Murray,
& Genl. W. H. Stone, who have come from New York to see your State
and report on its resources, I had hoped to spend the day in your city; but
it seems to have been otherwise ordered. On reaching this point last
evening, we found that our trunks had been put off at Fort Worth,
and no inducement would suffice to obtain them by horse or
wagon. We cannot not proceed without them as we wished to move
rapidly southward from your city; so we chose to await their coming;
and the violent rain that soon set in and still prevails, compelled us
to abandon the hope of reaching Austin - the roads being so bad and
the streams so swollen.

Hoping that better facilities may soon enable us soon to visit
your city, I remain, yours,
(Sigs) Horace Truby.

Col. John, Mayor, and Common Council, Austin.

Another communication was presented to the Council and read by
Alderman E. L. Eggleston, said communication being written by
J. Sanford Bower, President of the International Railroad Company
and addressed to Alderman Eugene Brown, proposing to build a bridge
over the Colorado river near Austin on the part of said railroad company.

in conjunction with the City of Austin

A petition by every citizen was read praying for a general vote (election) by the inhabitants of this city ^{on the question} whether or not a bridge over the Colorado ^{river} shall be built by said city, under the provisions of the law passed and approved May 18, 1871.

On motion of Alderman S. Musina, the following Resolution providing for an election on the Colorado Bridge question

"Be it Resolved, by the City Council of the City of Austin, That on Monday, June 3rd, 1871, in conformity with a law passed May 18, 1871, an election ^{shall be held} in the City of Austin, in which the resident legal voters of said city shall decide by ballot upon the question whether or not a bridge shall be built over the Colorado river at the expense out of the credit of said City of Austin; and ^{city to issue her bonds in payment thereon.} said resolution was read for the first time, then the rules were suspended and said resolution passed, on its second and third reading, by an unanimous vote.

On further motion of Alderman S. Musina, His Honor appointed a Committee of Three, for the purpose of preparing the proper notices of said election and other arrangements incidental thereto; said committee to consist of Messrs S. Musina, H. Madison, & M. H. Hulse.

Upon a petition of Miss Ella Homan praying for the grant of a lease of the Marshall Hall to her, at the rate of \$50⁰⁰ per week, and for the reduction of the present rate of license for theatrical performances, from the sum of \$10⁰⁰ to the amount of \$5⁰⁰ per night, Alderman S. Musina moved to authorize the Mayor to grant the said petition on such terms as he may consider ^{to be} ~~advisable~~ ^{best} ~~advantageous~~ ^{to} the interests of the city. Motion, carried.

Alderman E. S. Eggleston offered the following Resolution to obtain by lease a certain building ground for the erection of an Engine House

"Be it Resolved, by City Council of the City of Austin, That the Mayor be, and hereby is, authorized to lease of the Rev. J. H. Whipple, for the term of Five (5) years the east portion of Lot 13th & 14th in Block W. 56 situated on the south side of River street between Congress Avenue & Boyer St. for the purpose of securing ground upon which to erect an Engine House for the three Fire Companies; upon the terms of Twenty-Five Dollars per month. And your power is hereby delegated to the Mayor to close the contract upon the terms above stated."

On motion of Alderman Robinson, the rules were suspended, the Resolution passed its second and third reading and was finally adopted by the following vote, to-wit:

Spec - Mfrs. J. L. Buess, C. S. Eggleston, I. Massina, H. Morrison, J. H. Robinson, C. W. Whelan

Mays - none.

A petition by J. H. Robinson & alias was read praying for protection of ^{and} property from the dangers of fire as is situated in the neighborhood of steam engines in operation, of blacksmith shops and of similar establishments; in action upon which petition Alderman C. S. Eggleston offered the following Preamble and

"Resolution providing for the safety of the city from the dangers of fire.

"Whereas on several occasions sparks from chimneys have endangered the safety of the city, therefore

"Be it Resolved by the City Council of the City of Austin, That there shall be placed on the top of every chimney, flue or pipe attached to any steam engine or blacksmith shop in the corporate limits of this city a sheet iron jacket with a spark arrester in the top of the flue. And any person owning such shop or engine shall cause the same to be placed on his flue, pipe or chimney within ten (10) days from the promulgation of this Ordinance; and it shall be the duty of the City Marshal to notify each person concerned of the passage of this act.

On motion of Mr. Massina, the rules were suspended, the Ordinance (Resolution) passed its second and third reading and was then adopted by unanimous vote thereon.

Upon a petition by country citizens praying that the City Council might take some steps in the direction of securing to the City of Austin the establishment of the Agricultural College, as contemplated by law passed on 1871, Alderman Robinson moved the appointment of a special committee to investigate the question and to propose such preparatory measures as said committee might deem expedient in the premises; whereupon Alderman appointed Aldermen J. H. Robinson, C. S. Eggleston and J. L. Buess as members of said special committee.

Alderman C. S. Eggleston offered the following Resolution suspending the operation of the Sunday law on Ice Factories

"Whereas the use of Ice during the Summer months is, in many cases, a necessity; therefore, Be it Resolved by the City Council of the City of Austin, That J. Sentinel, in charge of the Ice Machine, be, and hereby is, granted permission to manufacture and dispose of any Ice he may make on Sundays, from this date until November 1st, 1871."

The rules being suspended, the resolution passed its second and third reading and was then unanimously adopted.

Alderman I. Massina offered the following Ordinance:

"An Ordinance creating a Board of Health in the City of Austin and the
"office of City Physician.

"Be it Ordained by the City Council of the City of Austin, &c. That there
is hereby created a Board of Health, which Board shall consist of five
physicians, residents of the City of Austin, one of whom shall be designated
the Chairman of the Board and City Physician.

"§2 That the Mayor shall appoint and nominate to the City Council
for its approval and consent, or objection, the members of the Board of
Health, whose term of office shall end on the 30th day of April of each year.

"§3 The said Board of Health shall have supervisory jurisdiction over all
matters involving the sanitary condition of the city and shall from time to
time recommend to the City Council such action as will best conduce
to the health of this City."

On motion of J. Muscena, the rules were suspended, the ordinance
passed its second and third reading and was finally adopted by
the following vote:

Yeas - Messrs J. L. Ruess, C. F. Eggleston, H. Madison, J. Muscena,
J. H. Robinson, C. M. Whelburn

Nays - none.

Alderman C. F. Eggleston presented the report of Alex. L. Lucas, City
Sanitor, stating ailments during the month of May, which was received
and filed.

Alderman C. F. Eggleston offered the following
"Ordinance to provide for the restriction of access to all valuable
property on the City of Austin.

"Be it Ordained by the City Council of the City of Austin,
That notice posted in public places by the Director of Collection of
the City of Austin calling upon the citizens of Austin to render to him
at the place and time designated the returns of all property subject to
taxation, be sufficient notice. And upon failure of any citizen, agent or
attorney to comply with the requirements of said notice, the person so failing
shall be deemed guilty of a misdemeanor and shall be liable to a fine
of not less than five dollars nor more than fifty dollars by costs to be
recovered before the Mayor as other penalties.

On motion of Alderman J. Muscena, the rules were suspended, the ordinance
passed its second and third reading and was finally adopted by a
unanimous vote.

Alderman J. Muscena offered the following
"Resolution for the restriction of License Fee on San Agents."

"Be it Resolved, by the City Council of the City of Austin, That there
shall be collected a License Fee of San Agents at the rate of Twenty-Five

Dollars a year, and then the sum of Seventy-Five dollars as that amount is hereby repealed.

The rules being suspended the resolution passed its second and third reading and was then adopted by unanimous vote.

The following message was sent by the Honorable the Mayor and read to the City Council

Mayor's Office, June 5th, 1861.

To the Board of Aldermen, City of Austin.

Dear Sirs - I have the honor to nominate the following physicians as a Board of Health, and respectfully request your approval and concurrence to the same -

L. S. Hays, Chairman of City Physician

M. W. Taylor. J. A. Forbes. J. M. Litten. H. J. Moore.

Respectfully (sig'd) John W. Shan, Mayor.

On motion of Alderman S. Muscare, the consideration of said message was postponed until the next regular meeting.

Alderman E. F. Eggleston presented a petition from E. C. Dewey for the removal of obstructions in a well on River street - referred to the Street Committee.

Alderman E. F. Eggleston offered a motion to authorize the Mayor to employ a competent person to take charge of the Steam Fire Engine - Adopted.

On motion of Alderman S. Muscare, the Council adjourned until the next regular meeting.

P. P. Gentry,

Recorder.

City Council Room,

Austin, July 3rd, 1861

Adjourned meeting.

Present - The Honorable the Mayor
Aldermen - none

P. P. Gentry,

Recorder.