

• Regular meeting of the City Council: Austin, Texas, Sept 8th 1910.

The Council was called to order by the Mayor ;Roll called:

Present Mayor Weeldridge, Councilmen Bartholemew, Gracy, Hart & Powell 5  
Absent none.

The minutes of the last regular and subsequent adjourned meeting were read and approved .

Petitions, etc:

By Councilman Powell petition of Tom D Smith asking permission to erect awning in front of his premises No 904 Congress Avenue, which was read and laid over for investigation.

The Mayor laid before the Council the following communication from the City Attorney:

Austin, Texas ,Sept 7th 1910.

The City Council, Austin ,Texas.

Gentlemen :

It has come to my attention that the poles and wires of the several telegraph and telephone companies operating in the City are improperly maintained ,and are a continual menace in their present condition to the safety and lives of the Citizens. This is particularly noted in many places in the dangerous proximity of the wires of said companies to the light and power wires of the City and the lack of proper safeguards to prevent the possibility of contact with such wires. The City of Austin has recently been called to answer in a number of damage suits ,which in my opinion were chargeable to other causes than the negligence of the City, and in every instance the injuries were alleged to have been inflicted by charges of electricity conducted over the wires of a telephone company.

I would most respectfully urge on your Honorable Body that you order immediately a thorough survey of the entire overhead system of wiring existing in the City, to the end that you may be properly advised of the true conditions and take such steps for the protection of life and property as to you may seem best.

Very truly yours,

J Bouldin Rector, City Attorney.

Councilman Bartholemew offered the following resolution :

Resolved by the City Council of the City of Austin :

That the Superintendent of Parks and Public Property be and he is hereby authorized and intrusted to have a thorough inspection and survey made of the overhead wiring system of all telephone, telegraph and street railway companies operating within the City of Austin, said survey shall show in detail the location and condition of all such lines with reference to the wiring system of the water, light and power plant of the City of Austin; and said Superintendent is instructed to report his findings to the City Council at the earliest possible date :

The resolution was adopted by the following vote:

Yeas Mayor Weeldridge, Councilmen Bartholemew, Gracy, Hart & Powell 5  
Nays none.

Reports of City Officers:

Get  
Don Schmitt  
Accounting

City Attorney as  
to Wires of Tel. Co.

Visit Parks & Public  
Property to have  
inspection of Tel. Lines  
Made

*Officers reports*

The Mayor laid before the City Council the reports of the City Sexton, the City Health Officer, The Matron of the Hospital, the Marshal, the Pound Master, the treasurer, the Assessor & Collector, the Clerk for the month of August 1910, which were read and ordered filed.

**New business :**

On motion of Councilman Gracy, leave of absence for 15 days was granted to Henry Ziller Asst Ass & Collector, beginning Sept 10th 1910.

Councilman Hart offered the following resolution:

**Be it resolved by the City Council of the City of Austin :**

That upon payment of one-half of the remainder due upon a fine imposed against Joe Watkins for assault, that the collection of the other one-half of said fine be suspended until the further order of the Council, and the defendant released from custody.

The total amount of said fine unpaid at this time being \$ 39.20, cash to be paid \$ 19.60, suspended payment \$ 19.60.

This recommendation is made because of the youth of the defendant, he being now in his seventeenth year, the son of a widow, who, to some extent, is dependent upon him for support. The charge upon which he was convicted was in a difficulty with some negroes. He threw a rock which struck a negro woman.

The resolution was adopted by the following vote:

Yeas Mayor Weeldridge, Councilmen Bartholomew, Gracy, Hart & Powell 5  
Nays none.

The Council recessed, subject to call of the Mayor.

Sept 10th 1910.

The Council was called to order by the Mayor, with all members present:

The Mayor laid before the Council the following resolution:

**Be it resolved by the City Council of the City of Austin :**

Section 1. That sidewalks and curbs be and the same are hereby ordered to be constructed in front of and abutting upon:

Lots 9 & 10, Outlet 32 Division D, owned by Estate of Michael J & Mary A Doyle Deed  
Lots 11 and the East  $\frac{1}{2}$  of 12, Outlet 32 Division D, owned by Mary Lee Herten Harris, wife of Siden Harris.

West  $\frac{1}{2}$  of Lot 11 & all of 12, Outlet 32 Division D, owned by estate of Richard Scherfer deceased,

Lot 14 and the east  $\frac{1}{2}$  of 15, Outlet 32 Division D, owned by Ed A Theile.

W  $\frac{1}{2}$  of Lot 15 & E  $\frac{1}{2}$  of Lot 16, Outlet 32 Division D, owned by Miss Jessie L Saunders.

Lots 17, 18 & 19, Outlet 32 Division D, owned by Chas Regan

Lots 20, 21 & 22, Outlet 32 Division D, owned by Mrs M G Sampson, Exec, Estate of Gee W Sampson Deed.

Lots 23 & 24, Outlet 32 Div D, owned by estate of W R Leonard dead.

Lots 9 & 10, Outlet 33, Div D, owned by Mrs M G Sampson, Exec, estate of Gee W Sampson deceased.

Lot 11 outlet 33, Div D, owned by Miss Annie Barnhart.

Lot 12, Outlet 33, Div D, owned by Miss Kate Barnhart.

Lots 13 & 14, Outlet 33, Div D, owned by estate of Mrs R A Henriks deceased.

Lots 15 & 16, Outlet 33, Div D, owned by estate of W B Moore deceased.

*Leave absence  
Gracy*

*Joe Watkins fine  
revoked*

*Sidewalks to be  
Constructed W 22 $\frac{1}{2}$  St*

.Lots 17 & 18,Outlet 33,Div D ,owned by eat G.F S Bowman deceased.

Let 19 of Weeldridge re-subdivision of part of Outlets 33,38 & 39,Div D,  
owned by T H Shelby.

Let 20,of Weeldridge re.subdivision of part of Outlets 33,38 & 39,Div  
D,owned by Mrs Fred I Allen ( Widow )

Let 21 of Weeldridge re-subdivision of part of Outlets 33,38 & 39,Div D  
owned by Mrs Alice Hubbard.

Lots 22,23 & 24,of Weeldridge re-subdivision<sup>part</sup> of Outlets 33,38 & 39,Div D  
owned by B D Tarlton.

All of said property lying and being on 22 $\frac{1}{2}$  street from San Gabriel to  
Rio Grande streets in the City of Austin,Travis County,Texas,in accor-  
dance with the certain plans and specifications on file in the office  
of the Superintendent of Streets and Public Improvements,and in accor-  
-dance with the provisions of the ordinances of the City of Austin,  
regulating the construction of side walks.

Section 2 .That the owners of each of the above described lots are hereby  
ordered and required to construct that portion of such sidewalks and curb  
lying in front of and abutting upon each of said lots owned by him,and to  
bring said sidewalks in front of each of said lots to the proper grades  
as established by the City Council,and to pay all costs and expenses of  
same.

Section 3 . That the Superintendent of Streets and Public Imprebe-  
-ments be and he is hereby required to serve notice on each of said owners  
to commence the construction of such sidewalk and curbs within fifteen  
( 15 ) days after date of such notice each of such owners,and such  
construction shall be completed in thirty (30) days after same shall have  
been commenced,as provided for in said ordinances,regulating the construc-  
-tion of sidewalks.

Section 4 .Such sidewalks shall be of the uniform width of four and  
one-half feet and such sidewalks and curbs shall be constructed of the  
proportions and thickness required in said specifications,and at the grade  
as established by the City Council .

The resolution was adopted by the following vote:

Yeas Mayor Weeldridge,Councilmen Bartholemew,Gracy,Hart & Powell 5

Nays none.

The Mayor laid before the Council the following resolution :

Be it resolved by the City Council of the City of Austin :

Section 1 .That sidewalks and curbs be and the same are hereby ordered  
to be constructed in front of and abutting on Lot No 1 in Block No 111,  
owned by Eugene Bremend.Let No 12 in Block No 111,the east 100 feet thereof  
being owned by Mary O Bunten,Wife of J H Bunten,and the west 50 feet being  
owned by The Austin Knights of Columbus Home Association.

Let No 1 in Block No 112,owned by the Rev Serin Superior General of the  
Congregation of the Holy Cross of Austin.Texas.

Lets 2,3 & 4 Block 112,owned by Mrs Adelia B Palm ,Wife of AB Palm.

Lets 5 & 6 owned by A Swartz.Lets 1 & 2 Block 113,owned by Mrs Laura E M B  
Milletts,.Let 3 Block 113,owned by Mrs Alice B Barnhart.

Lets 4 & 3 Block 113 ,owned by Joe Keen.

*-discuss with Court  
E. J. H.*

Let 5 Block 113, owned by Miss Mary S Eggleston. Lets 7, 8 & 9, Block 93, owned by Carl Mayer. Let 10 Block 95, owned by Mrs Charlette I Thompson. Let 11 & 12 Block 95, owned by W B Walker. Let 7 Block 96 owned by Mrs Erin Rutherford. Let 5 Block 96, owned by W B Walker. Let 9 Block 96 owned by the Estate of J H Warnouth deceased. represented by the Widow and Children of said J H Warnouth.

Let 10 Block 96, owned by Mrs Hattie E Johnson, Wife of Jeff Johnson. The North part of Lets 11 & 12 Block 96, owned by John W Hawkins. The East 135 feet of Lot 7 in Block 97 owned by S & G Ranberry and Wife Anna. The West 25 feet of Lot 7 Block 97, owned by H B Ranberry and Lot No 6 in Block No 97, owned the Board of Trustees of the Public Free Schools of the City of Austin, all of said property lying and being on East ninth street between the intersection of said east ninth street with Congress Avenue and Trinity street in the City of Austin, Travis County, Texas, in accordance with the certain plans and specifications on file in the office of the Supt of Streets and Public Improvements, and in accordance with the provisions of the ordinances of the City of Austin, regulating the construction of sidewalks.

Section 2 . That the owners of each of the above described lots is hereby ordered and required to construct that portion of such sidewalk and curb lying in front of and abutting upon each of such lots owned by him and to bring said sidewalk in front of each of such lots to the proper grade as established by the City Council, and to pay all costs and expenses of same.

The resolution was passed by the following vote :

Yeas Mayer Weeldridge, Councilmen Bartholemew, Gracy, Hart & Powell 5

Nays none.

Councilman Powell offered the following resolution :

Be it resolved by the City Council of the City of Austin :

That the following grades be established as the permanent grades of West Ninth street from Congress Avenue to the center of Colorado street.

The bench mark is the top of the fire plug at the S W corner of Congress Avenue and 9th street, the elevation of which is 515.41 as referred to the U S B M at 6th and Colorado streets.

On brick pavement at west side of Congress Avenue	512.02	Unchanged
50 feet west of Congress Avenue	514.11	fill .39
75 " " "	515.41	".89
East side of Colorado street	531.61	Unchanged
Uniform grade between last two points.		
Center of Colorado street	533.41	"

Same as previously authorized.

The greatest fill is 89/100' as noted above, and the greatest cut is 85/89' seventy feet east of Colorado street.

The resolution was passed by the following vote:

Yeas Mayer Weeldridge, Councilmen Bartholemew, Gracy, Hart & Powell 5

Nays none.

By Councilman Hart petition of Ben M Barker for permission to erect a corrugated iron building in rear of building on S 1/2 of lot 5 and N 1/2 of lot 4 Block 11, within the fire limits with the recommendation of the Board of Fire Commissioners that the permit be granted. The petition was granted by the following vote:

Yeas Mayer Weeldridge, Councilmen Bartholemew, Gracy, Hart & Powell 5

Nays none.

*Grade Street  
W 9th*

*Ben M Barker  
Building permit*

*Cater Joseph  
building permit*

By Councilman Hart petition of Cater Joseph to erect a galvanized iron building on the rear end of building on lot 5 Block 15, City of Austin, with the recommendation of the Board of Fire Commissioners that the petition be granted.

The petition was granted by the following vote :

Yeas Mayor Wooldridge, Councilmen Bartholomew, Gracy, Hart & Powell 5

Nays none.

*Odel Curto  
building permit*

By Councilman Hart, petition of Odel Curto for permission to erect a Shed within the Fire Limits, which petition was recommended by the Fire Commissioners & the petition granted by the following vote :

Yeas Mayor Wooldridge, Councilmen Bartholomew, Gracy, Hart & Powell 5

Nays none.

Councilman Hart offered the following resolution :

Resolved by the City Council of the City of Austin :

That Amos Maupin, Pound Master be and he is hereby granted leave of a absence for five days, beginning Saturday Sept 10 th 1910.

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Bart, Colomew, Gracy, Hart & Powell 5

Nays none.

*Amos Maupin  
leave absence*

Mayor Wooldridge offered the following resolution :

Be it resolved by the City Council of the City of Austin :

That upon payment by the Austin Fire Insurance Company of the costs accrued and to accrue in the suit of the City of Austin vs Austin Fire Insurance Company, for taxes for the years 1905 & 1906, which suit is now pending in the twenty-sixth District Court of Travis County, Texas, and numbered 26389, the City Attorney of the City of Austin be and he is hereby authorized to consent that a judgement be entered in said cause that the City of Austin shall recover nothing in said above named entitled and numbered cause.

The resolution was read: Councilman Bartholomew moved to amend same by adding "that suit be only dismissed on payment of costs "

The amendment was lost by the following vote :

Yeas Councilmen Bartholomew & Powell 2

Nays Mayor Wooldridge, Councilmen Gracy & Hart 3

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Gracy, Hart & Powell 4

Nay Councilman Bartholomew 1

The Council then recessed subject to call of the Mayor.

*Austin Fire Ins Co  
taxes remitted*

Sept 13th 1910.

The Council was called to order by the Mayor, with all members present.

Councilman Bartholomew presented the following bids for building concrete wall at the Water & Power Plant:

J O Polhemus	\$ 2,522.00	<i>full 60' m Cy</i>
Ray Mc Donald	1,875.00	<i>47' "</i>

*Contract awarded Ray Mc Donald to build concrete wall with plant*

The bid of Ray Mc Donald being the lowest bid offered, Councilman Bartholomew moved that the contract be awarded to him, which motion prevailed by the following vote:

Yeas Mayor Wooldridge, Councilmen Bartholomew, Gracy, Hart & Powell.

Councilman Powell presented a claim from Jno H Caldwell for damages caused by being thrown from his buggy and the buggy damaged by running into a pile of dirt or sand left on the street at night without light.

*J H Caldwell damages*

The claim for \$ 10.00 was allowed and ordered paid by the following vote:

Yeas Mayor Wooldridge, Councilmen Bartholomew, Gracy, Hart & Powell 5  
Nays none.

Councilman Hart moved that the claim of Armstrong & Co \$150 damages to buggy be allowed, which motion prevailed by the following vote:  
Yeas Mayor Wooldridge, Councilmen Bartholomew, Gracy, Hart & Powell 5  
Nays none.

Councilman Powell presented the following communication from the City Engineer.

Austin, Texas, Sept 13th 1910.

To the Hon P W Powell, and DE Gracy,

Commissioners,

City of Austin, Texas.

Gentlemen:

Under a previous approval we gave line and grade for curbing and sidewalk in front of the Cabiness property on the north side of second street between Congress Avenue and Brasos street, making the grade correspond with the authorized grade of the center of the street. This, however, seems too high, and I would recommend that we lower the grade 2 1/2" at Brasos street, and 4" at the alley, below the grade of the center of the street.

*Lower grade E street*

I also recommend that the grade along the Butler Property between Congress Avenue and the alley east be made 4" lower than the center of the street at the alley, and be placed on the street grade at the east line of Congress Avenue.

Yours very truly,

G S Iredell, City Engineer.

The recommendation was adopted by the following vote:

Yeas Mayor Wooldridge, Councilmen Bartholomew, Hart & Powell 4  
Nay Councilman Gracy 1

Councilman Bartholomew offered the following resolution.:

*Water rates*

Resolved that the monthly rates for water furnished by the City of Austin, Texas, commencing with the accounts after the reading of meters in September, 1910, be as follows:

First 50,000gals	20cts per thousand with a minimum of \$ 1.00
Next 150,000gals	15cts per thousand
Over 300,000gals	10 cts per thousand
All over 500,000gals	7 1/2 cts per thousand

*Water*

The resolution was read and laid over for further consideration.

Councilman Powell offered the following resolution :

Be it resolved by the City Council of the City of Austin :

That the following temporary curb line is hereby established for the sidewalk on the south side of sixth street from Congress Avenue westwardly to the alley between Congress Avenue and Colorado street.

The curbing at the west line of Congress Avenue shall be 29 feet and 10 inches from a line at right angles to the center line of Congress Avenue, starting at the iron pin in the center of the intersection of Congress Avenue and sixth street, and 25 feet and 10 inches from said right angle line at the east side of the alley between Congress Avenue and Colorado street.

The above granted curb line, which is here again declared to be temporary, is subject to revocation at any time at the pleasure and in the judgment of the City Council of the City of Austin .

The resolution was passed by the following vote:

Yeas Councilmen Bartholomew, Gracy, Hart & Powell 4

Nay Mayor Wooldrige L

On motion the Council adjourned .

*Geo. E. Johnson*  
City Clerk.

*Sidewalk Curb*