

Regular meeting of the City Council, Austin, Texas April 5th 1908 :

Hon F M Maddox, Mayor, Presiding: Roll Called :

Present Aldermen Armstrong, Crooker, Cuneo, Haynes, Meredith, Miller, Moreland, Petri, Redd, Scott, Smith, Sutor & Wilhelm 13

Absent Alderman Moore 1

On motion the minutes were approved as recorded by the Clerk, without reading

Petitions, Memorials, etc :

By Alderman Crooker, petition of Citizens, asking the Council to move the City Stables from their present location, Read and on motion referred to the Street & Sanitary Committees .

By Alderman Crooker, petition of A Wheelless, asking remission of pound fees, Read and referred to the Claims & Accounts Committee.

By the Mayor, petition of S L Costley asking to have refunded to him the amount in excess of expenses, for horse sold from the pound. Read and on motion referred to the Claims & Accounts Committee.

By the Mayor petition of Arthur Baker, asking to have fine remitted. On motion the petition was granted.

By the Mayor petition of Frank Compton asking remission of pound fees. Read and referred to the Claims & Accounts Committee.

By the Mayor petition of Citizens asking to have a Special Policeman to patrol Red River Street. Read and on motion referred to the Police Committee.

By Alderman Miller petition of W R Young for damages. Read and referred to the Claims & Accounts Committee.

The Mayor laid before the Council a petition from Citizens in regard to the Alliance Cotton Yard, which was on motion laid over to come up with a resolution on the subject, under the head of new business .

By the Mayor petition of G W Love for damages to cow Read and referred to the Committee on Claims & Accounts .

The Mayor laid before the Council a proposition from F H Jones, to sell to the City a certain piece of ground, which was read and referred to the Street & Sanitary Committees.

By Alderman Miller petition of Citizens asking to have Johanna street in South Austin opened up for travel. Read and referred to the Street Committee & City Engineer .

Reports of City Officers :

The Mayor laid before the Council the reports of the Clerk, the Marshal and the Sexton for the month of March, which were referred to their appropriate Committees, without reading.

Reports of Standing Committees :

Aldermen Redd for the Fire Commissioners to whom was referred the petition of the Home Lumber Co for a building permit, presented a report recommending that the petition be granted. The report was adopted by the following vote :

Yeas Aldermen Crooker, Meredith, Redd, Scott, Smith, Sutor and the Mayor 7

Nays Aldermen Armstrong, Cuneo, Haynes, Moreland, Petri, Wilhelm 5

The Mayor laid before the Council a report from the City Engineer in relation to Duval Street, which was read and ordered filed

*Petitions etc*  
*Citizens move City Stables*  
*Wheelless*  
*Arthur Baker fine*  
*Frank Compton*  
*Special Policeman Red River St*  
*W R Young, damages*  
*Alliance Cotton Yard*  
*G W Love damages to cow*  
*F H Jones sell property*  
*Johanna st to open*

*Reports City Officers*  
*Reports of Standing Committees*  
*Fire Commissioners*  
*Home Lumber Co*  
*City Engineer Duval St*

Police Charges Case  
Scott vs Pound Master

Alderman Smith for the Police Committee who were instructed to investigate certain charges made by Jesse Scott against the Pound Master, presented a report stating that they had examined into said charges and found that the Pound master had only done his duty On motion the report was adopted .

Exd Miles Byrne

Alderman Petri for the Committee on Claims & Accounts to whom was referred the petition of Miles Byrne for correction of assessment, presented a report recommending that the petition be granted. On motion the report was adopted .

Exd Mrs G A Seviere, Guardian  
damages

Alderman Petri for the Committee on Claims & Accounts to whom was referred the petition of Mrs G A Seviere, Guardian of the Estate of Otto Schmidt, et al for damages, presented a report recommending that the petition be not granted. On motion the report was adopted .

Exd a Damages  
Miss A Wright

Alderman Petri for the Committee on Claims & Accounts to whom was referred the Suit of Miss A Wright vs the City for damages presented a report recommending that a proposition for compromise of said suit offered by Miss Wright be accepted. On motion the report was adopted .

Printing on Revised  
Ordinances printing of

Alderman Moreland for the Printing Committee presented a report stating that the Committee had asked for and received bids for printing the Revised City ordinance and recommending the acceptance of the bid of Von Boeckmann Jones Co for said work. On motion the report was adopted .

Paving retaining wall

Alderman Wilhelm moved that Ex-Alderman Ulit be invited to a seat within the bar of the Council, which motion prevailed. Alderman Scott moved that all Ex-Aldermen present be invited to seats within the bar of the Council, which motion prevailed .

Mr A C Goeth Chairman of the Paving Committee made a verbal report as to work on Paving and the Retaining Wall.

St Ann  
Proposition of P. Fiset  
for work

Alderman Scott Chairman of the Street Committee made a statement, in which he stated that Mr P Fiset proposed to do certain Street work, provided the City would pay a certain amount towards said work No action was taken on the proposition.

Mrs Grant, Side  
Walk.

The Mayor laid before the Council a statement by Gardner Ruggles Esq Atty for Mrs A Grant regarding Street and sidewalk at her place, which was referred to the Street Committee.

The Mayor laid before the Council the following report

Austin, Texas, April 5th, 1908 .

To the honorable the City Council of the City of Austin.  
Gentlemen:

Special on Road Crusher

Your Special Committee appointed to test the working of the rock crusher offered for sale by the County Commissioners of Hays County, has to report that we made the trip to San Marcos and saw the crusher satisfactorily break up several tons of rock. We therefore arranged that the crusher, elevator and screen be shipped to Austin. The same have been received here, and are being put in shape to crush rock. Approval of our action, and authorization of the purchase at \$ 250.00 are respectfully recommended:

F M Maddox  
W C Redd  
G S Iredell

On motion the report was adopted

New Business :

The Mayor announced that he had appointed, as the Committee on sidewalks, et.

*Side walk Committee appointed*

directed at the last meeting of the Council, the following as such Committee viz: Mr A C Goeth, Jo Harrell & A J Eilers. and asked that the appointments be confirmed. On motion the appointments made were confirmed.

Alderman Haynes called up the petition presented in regard to the City taking charge of the block of ground now occupied by the Alliance Yard people,

Alderman Haynes offered the following resolution: Whereas it has come to the knowledge of the City Council that certain parties, within the City of Austin are using certain public property being known as the cotton Alliance Yard within the City of Austin and being located at Block No 400 East 5th Street, between 4th and 5th street, and Whereas, it was not the intention of the City of Austin that said property should be used for any purpose other than a public use.

Therefore be it resolved by the City Council of the City of Austin that the City Marshal of the City of Austin be and he is hereby instructed to clear said above described block, from all occupants, and that the same be thrown open for public use, with all improvements thereon.

Alderman Crooker moved that the petition and resolution be referred to the Market and Street Committees, with instructions to report at the next regular meeting, which motion prevailed.

On motion the regular order of business was suspended, to allow the Sanitary Committee to make a report;

Alderman Sutor of the Sanitary Committee to whom was referred the rules presented by the Board of Health for the government of Inspectors etc, presented a report recommending the adoption of said rules, with certain amendments suggested; Aldermen Crooker & Miller presented a report as follows " We recommend that all the fees be stricken out, but all the remainder of the rules be adopted, with the exception of the concrete floor floors in the barns and milking through cheese cloth

L M Crooker

W D Miller

Alderman Miller moved the adoption of the Majority report; Alderman Cuneo Moved to substitute the Minority for the Majority report. The motion of Alderman Cuneo was lost by the following vote:

Yeas Aldermen Cuneo, Moreland & Sutor	3
Nays Aldermen Armstrong, Crooker, Haynes, Meredith, Miller, Petri, Redd Scott, Smith & Wilhelm	10

The vote was then taken on the motion of Alderman Miller to adopt the majority report and same adopted by the following vote:

Yeas Aldermen Armstrong, Crooker, Haynes, Meredith, Miller, Petri, Redd, Scott, Smith & Wilhelm	10
Nays Aldermen Cuneo, Moreland & Sutor	3

Alderman Haynes offered the following resolution, which was read and adopted.

Be it resolved by the City Council of the City of Austin: That, whereas, there is now no means of passing south of Block No 150, between said block and the river, and between Congress Avenue and Brazos street; and Whereas said property is the property of the City of Austin; and

*Alliance Cotton Yard.*

*Motion to refer prevailed*

*Sanitary Committee on Rules by Board of Health*

Marshal directed  
to open up street  
South Block 180

Whereas, said walk or street and passage way for vehicles and pedestrians  
is very much needed; and  
Whereas said property is now infested with undesirable persons.  
Therefore, be it resolved by the City Council of the City of Austin, that the  
Marshal be and he is hereby requested to open up said passage -way along  
said street, and the City Engineer and Street Committee be and they are  
hereby instructed to prepare said property for travel, both for pedestrians  
and vehicles . Be it further resolved that this work be done at once, and that  
all obstructions be at once removed .

Austin City Tel Co  
Notified to remove  
pole.

Alderman Haynes offered the following resolution, which was read and adopted  
Be it resolved by the City Council of the City of Austin that the City Engineer  
be and is hereby instructed to notify the Austin City Independent Telephone  
Company, to at once remove or replace a pole used by said Company at the  
corner of Sabine and East 11th streets, the same being overloaded and a source  
of danger .

City join in suit  
Sutor vs. I.R.R. Co  
to open 3rd street

Alderman Cuneo offered the following resolution;  
Be it resolved by the City Council of the City of Austin, that, whereas Mrs  
E H. Sutor and W J Sutor , have brought suit in the 25th Judicial District Court  
Travis County Texas against the International and Great Northern Railroad  
Company to cause said Railroad Company to remove all obstructions from Lot  
No one in Block No 29 in the City of Austin Texas and to declare said lot a  
part of Third Street and to enjoin said Railroad Company from interfering  
in the use of said lot or a part of said street and whereas the said City  
is interested in having said lot declared a part of said Third street it is  
therefore resolved by the City Council of the City of Austin that Council for  
Plaintiff in said suit be allowed to make the City of Austin a party plaintiff  
in said suit provided that a good and sufficient bond be made to the City by  
said plaintiffs or one of same to be approved by the Mayor of the City condi-  
-tioned that the City be saved harmless of any and all costs of suit in the  
event said suit be decided for the defendant .

The resolution was adopted by the following vote :  
Yeas Aldermen Armstrong , Crooker, Cuneo, Haynes, Meredith, Miller, Moreland , Petri,  
Redd, Scott, Smith, Sutor & Wilhelm 13  
Nays none.

On motion of Alderman Wilhelm the Council adjourned until 8 o'clock P M  
Wednesday April 28th 1908 .

J. C. Johnson  
City Clerk .

. Adjourned Regular meeting of the City Council, Austin, Texas April 5th 1908

Hon F M Maddox, Mayor, Presiding : Roll called;

Present Aldermen Crooker, Cuneo, Haynes, Miller, Moreland, Petri, Roll,  
Smith & Wilhelm . 9

Absent Aldermen Armstrong, Meredith, Moore, Scott & Sutor 5

Alderman Crooker moved a call of the Council, which was seconded, and the  
Marshal directed to bring in the absentees .

On motion Alderman Moore was excused on account of Sickness.

Alderman Sutor entered the Council chamber and answered to his name.

On motion the call was suspended.

Petitions, Memorials, etc :

The Mayor laid before the Council a petition from Mr R A Thompson, asking  
the correction of his assessment, which was read and on motion referred  
to the Committee on Claims & Accounts .

New business

By Alderman Moreland An ordinance Prohibiting interfering with Automobiles  
by persons not owners thereof without consent of owner .

The ordinance was read the first time and passed under suspension of  
the rules by the following vote :

Yeas Aldermen Crooker, Cuneo, Haynes, Miller, Moreland, Petri, Redd, Scott,  
Smith, Sutor & Wilhelm . 11

Nays none .

Alderman Haynes offered the following resolution, which was read and adop

Be it resolved by the City Council of the City of Austin : That the City  
Treasurer be and he is hereby authorized and directed to transfer from  
the " Interest and Sinking fund Account " to the Permanent Paving fund  
Account, the sum of \$ 2700,00 , this being amount balance due said perma-  
-nent Paving fund by the Interest and Sinking fund on amount heretofore  
transferred to it for the purpose of paying interest due Jan'y 1st 1908 .

Alderman Redd offered the following resolution, which was read and adopted

Be it resolved by the City Council of the City of Austin that the City  
Attorney of the City of Austin be and he is hereby instructed to take  
such legal steps as he may deem necessary to have Travis County repair  
a bridge on the " Stone road " on the East side of Congress Avenue in  
South Austin .

The Mayor laid before the Council the rules and regulations proposed

by the Board of Health to govern inspectors

Alderman Miller moved that the rules be referred to a Committee of three  
together with the Board of Health, and that they be requested to report  
at the next regular meeting of the Council, which motion prevailed, and the  
Mayor appointed Aldermen Crooker, Cuneo & Moreland as such Committee .

Alderman Smith moved to reconsider the vote by which the Council adopted  
the resolution postponing action on the rules as above recorded, which  
motion was lost by the following vote :

Yeas Aldermen Crooker, Moreland, Smith & Sutor 4

Nays Aldermen Cuneo, Haynes Miller, Petri, Redd, Scott & Wilhelm 7

Alderman Cuneo offered the following resolution; Resolved, that, in view of  
the fact, as is evidenced, by the several reports of the Water & Light

*Petitions etc*

*R A Thompson, Jayes*

*Automobile Ordinance*

*Transfer funds.*

*City Atty to take steps  
to have Travis Co to  
repair bridge on Stone  
road.*

*Rules Board of Health*

*Water Light Commission  
reduced rates*

Commission ,to the City Council of the City of Austin,that said Plant is now on a profit making basis to the extent of many thousands of dollars per annum and whereas the rates now in effect ,were initiated for the purpose of meeting a great emergency,with a pledge to the Citizenship of this Corporation,that the said rates shall apply only during the existance of said emergency,therefore be it resolved that in view of the removal of said emergency,as is now evidenced together with the conditions of the monetary situation,and the great scarcity of employment for many of our Citizens,which in itself should appeal to the Water and Light Commission,that the Hon Board of Water & Light Commissioners of the City of Austin be reminded of its pledge and requested to make such reductions in the minimum rates of Water & Light as is now warranted by the net earnings of said Water & Light Plant .

A motion to adopt the resolution was lost by the following vote ;

Yeas Aldermen Cuneo, Haynes, Petri, & Wilhelm 4  
Nays Aldermen Armstrong, Miller, Moreland, Redd, Scott & Sutor Smith 7

On motion Alderman Miller was excused from farther attendance at this session of the Council .

Alderman Scott offered the following resolution ,which was read and adopted by the following vote ;

Yeas Aldermen Crocker, Haynes, Moreland, Redd, Scott, Smith, Sutor & Wilhelm 8  
Nays Aldermen Cuneo & Petri 2

Resolved, by the City Council of the City of Austin, that the Street Committee and City Engineer be and are hereby authorized to employ on the regular monthly roll a total of six ( 6 ) teamsters ,at the rate of \$ 45,00 per month each, this rate having been previously authorized .

*Salary Teamsters increased*

Resolved also that the Street Committee and City Engineer be and are hereby authorized to employ a man ,at the rate of \$ 50,00 per month, to run and keep in repair the motor road roller and rock crushing plant, and perform such other work as he may be called upon to do .

*Engineer (Roller) authorized to employ fire*

By Alderman Scott an ordinance appropriating the sum of \$ 500,00 for the purpose of paying estimates on the work of paving Congress Avenue ;The ordinance was read the first time and passed under suspension of the rules by the following vote :  
Yeas Aldermen Crocker, Cuneo, Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor and Wilhelm . 10  
Nays none .

*Paving Congress Avenue, appro.*

By Alderman Scott an ordinance appropriating the sum of \$ 3500,00 for the purpose of paying estimates on Retaining wall at the foot of Congress Avenue . The ordinance was read the first time and passed under suspension of the Rules by the following vote :

*appro. Retain. wall*

Yeas Aldermen Crocker, Cuneo, Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor & Wilhelm  
Nays none .

By Alderman Scott an ordinance appropriating the sum of \$ 84,11 for the purpose of paying commissions to Guy S Boyce for Superintendance .

*Pay of Boyce  
Superintending etc*

The ordinance was read the first time and passed under suspension of the rules by the following vote :

Yeas Aldermen Crocker, Cuneo, Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor and Wilhelm  
Nays none .

*Pay City Engineer*

By Alderman Scott an ordinance appropriating the sum of \$225,00 for the purpose of paying the salary of assistant to City Engineer. The ordinance was read the first time and passed under suspension of the rules by the following vote :

Yeas Aldermen Crooker, Cuneo, Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor & Wilhelm 10  
Nays none .

*Extra street labor.*

By Alderman Scott an ordinance appropriating the sum of \$ 500,00 for the purpose of paying for extra street labor. The ordinance was read the first time and passed under suspension of the rules by the following vote :

Yeas Aldermen Crooker, Cuneo, Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor & Wilhelm 10  
Nays none .

*Approved a/c*

By Alderman Haynes an ordinance appropriating the sum of \$1381,25 for the purpose of paying approved Accounts : The ordinance was read the first time and passed under suspension of the rules by the following vote :

Yeas Aldermen Crooker, Cuneo, Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor & Wilhelm 10  
Nays none .

*Approved a/c st Dept*

By Alderman Haynes an ordinance appropriating the sum of \$ 1029,52 for the purpose of paying approved Accounts Street Dept ; The ordinance was read the first time and passed under suspension of the rules by the following vote :

Yeas Aldermen Crooker, Cuneo, Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor & Wilhelm 10  
Nays none .

*Paying Salary Keeper Parks.*

By Alderman Crooker an ordinance appropriating the sum of \$ 40,00 for the purpose of paying salary of Keeper of Parks for the month of March 1908, The ordinance was read the first time and a motion made to suspend the rule and place it on its second reading which was lost by the following vote .

Yeas Aldermen Crooker, ~~Cuneo~~ Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor & Wilhelm 9  
Nays Alderman Cuneo 1

*Can. redemption ordinance*

By Alderman Haynes an ordinance providing for the redemption of lands or property sold to the City for delinquent taxes; The ordinance was read the first time and passed under suspension of the rule by the following vote :

Yeas Aldermen Crooker, Cuneo, Haynes, Moreland, Petri, Redd, Scott, Smith, Sutor & Wilhelm 10  
Nays none .

On motion the Council adjourned .

*Mrs. Johnson*  
City Clerk .