

Regular meeting of the City Council, Austin, Texas, August 17th 1908 :
 Hon F M Maddox, Mayor, Presiding. Roll called:
 Present Aldermen Armstrong, Creeker, Haynes, Meredith, Miller, Meroland, Scott
 And Wilhelm 8
 Absent Aldermen Cuneo, Moore, Petri, Read, Smith & Suter 5
 On motion the minutes were approved as recorded by the Clerk, without
 reading .

*Petitions for
 War and Home
 burial spaces*

Petitions, Memorials, etc:

By Alderman Miller petition of a committee of the Board of Managers of
 Womans Confederate Home, asking the City to donate a plat in the City
 Cemetery for the burial of inmates of said Home.

On motion the petition was referred to the Cemetery and Charity Committee
 Alderman Redd entered the Council Chamber .

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

Aldermen Smith, Petri, Moore, Meredith & Cuneo entered the Council chamber
 and answered to their names .

On motion the call was suspended .

The Mayor laid before the Council a petition from Citizens asking the
 Council to amend an ordinance passed by the Council requiring Express
 Wagons, Moving cars to stand at the Alliance Cotten yard .

Alderman Suter entered the Council Chamber .

On motion of Alderman Creeker the petition in regard to Express wagons
 etc, was referred to the Street Committee .

By the Mayor petition of Citizens asking that Dr J La Fayette Berry be
 permitted to erect a platform on west 7th street to give entertainments
 and make demonstrations .

The petition was granted by the following vote :

Yeas Aldermen Armstrong, Meredith, Miller, Moore, Petri, Redd, Scott, Smith
 and Wilhelm 9

Nays Aldermen Creeker, Cuneo, Haynes, Meroland & Suter 5

*Citizen Express Wagon
 Ordinance*

*Dr La Fayette Berry
 to occupy street*

Reports of City Officers :

The Mayor laid before the Council the reports of the Treasurer & Sexton
 for the month of July 1908, which were referred to their appropriate
 Committees, without reading .

Reports of Standing Committees :

Alderman Scott for the Street Committee to whom was referred the prop-
 -osition of Thos F Taylor Agent for the Estates of Mrs L L & Geo L
 Robertson in regard to opening certain streets, presented a report
 recommending the acceptance of the proposition. On motion the report
 was adopted .

Alderman Scott for the Street Committee to whom was referred the propos-
 -ition of Dr F Ilse in regard to opening a street near his property ,
 presented a report recommending that the proposition be accepted, with
 certain amendments . On motion the report was adopted .

Alderman Haynes for the Finance Committee to whom was referred the
 reports of certain City Officers, presented a report stating that they
 had been examined and found correct . The report was adopted .

Reports City Officers

*Reports Standing Com
 proposition
 of L L & G Robertson to
 open street*

Dr Ilse to open street

Finance Officers reports

*Ordinance for
petition Austin dock
fuel & to lay pipe*

Alderman Cuneo for a minority of the ordinance Committee to whom was referred a petition from the Austin Fuel & Ice Co for permission to lay a pipe from their plant to the Colorado River presented a report recommending that the petition be not granted. Alderman Moore presented a report signed by himself & Alderman Scott a majority of the Committee recommending that the petition be granted. Alderman Moore moved to adopt the majority report. Alderman Cuneo moved to substitute the minority for the majority report, which motion prevailed by the following vote :

Yeas Aldermen Armstrong, Cuneo, Haynes, Meredith, Mereland, Petri, Suter & Wilhelm 8
Nays Aldermen Creeker, Miller, Moore, Read, Scott & Smith 5

The minority report was then adopted by the following vote :

Yeas Aldermen Armstrong, Cuneo, Haynes, Meredith, Mereland, Petri, Suter & Wilhelm 8
Nays Aldermen Creeker, Miller, Moore, Read, Scott & Smith 5

*Ex. A. Petition Ben
McFarlane*

Alderman Petri for the Claims & Accounts Committee to whom was referred the Petition of Ben McFarlane for correction of Assessment for taxes, presented a report recommending that the petition be granted. On motion the report was adopted.

Unfinished business :

President of the Council Haynes in the Chair.

The Chair laid before the Council the following veto message of the Mayor:
To the Honorable, the City Council of the City of Austin.

Gentlemen :

I respectfully beg to return, disapproved, the following items in your appropriation passed July 3, 1908, for extra work, Sanitary Department, for

July 1908, viz:

| | |
|--|----------|
| Albert Friske ,extra work on sweeper | \$ 15,00 |
| C Spencer ,extra work on sweeper | 7,50 |
| Mamel Hernandez ,extra work as gutterman | 7,50 |

Each and all of whom are regular employees of the City, whose salaries are fixed by an ordinance passed Feb'y 17, 1908, and an amount sufficient to pay said salaries was carried in the budget for the year 1908.

Your Ordinance Committee etc whom was referred a resolution dated June 8, 1908, provided for the payment for extra work performed on Sundays and Holidays, in their report, dated June 15, 1908, on said resolution use the following language:

" Your Ordinance Committee to whom was referred the accompanying resolution providing for the payment of street sweeper and assistants for sundays and holidays beg leave to report that we have carefully considered said resolution and in our judgement the resolution cannot legally be passed by the Council at this time in its present shape. We, therefore recommend that the resolution be not passed "

" At the same time we desire to report that the Committee has made arrangements which we think are satisfactory to the street sweeper and his assistants -to pay them for all overtime and work done by them. This compensation is to be monthly and to cover sunday work "

On July 9, 1908, an ordinance was introduced and passed appropriating \$ 30,00 to pay for extra time street work done by the Sanitary Department.

This ordinance was vetoed by me for the following reasons, to wit :

First-The budgeted amount for sanitary work for the year 1908 duly carries a

Veto Mayor

*Appropriation for
extra services
Sanitary Employees*

sufficient sum for the monthly payment of the regular employees.

Second-The employees to whom it is proposed to pay this extra allowance are regular employees and their compensation was fixed by your Honorable Body before they received their appointment, as is required by section 120, City Charter .

Third - Section, 59, page 31, City Charter, expressly prohibits the increase of compensation of the City's agents during the time they are employed.

Section 121, page 52, makes it unlawful to appropriate out of the General funds so as to reduce the general fund below the estimated amount in the budget .

All three of the above named reasons are here, again, submitted as good and sound causes why these items cannot be appropriated and paid.

As a further reason I wish to refer call to your attention the fact that the General Revenue account , as shown by the Treasurer's report of August 3, 1908, had a balance of \$ 15,973,78. Should we collect for the general revenue, from all sources during the month of August, September, October, November and December, as much as we collected last year, for same time, to-wit: \$ 15,335,30 , will make \$ 32,314,08 to the credit of this fund .

The expenditure last year for the months of August, September, October, November and December was \$ 33,401,21, or \$ 1087,13 more than our receipts therefore

It is apparent , as before stated, .that the we must practice the strictest economy to remain within the budget and income .

I must, therefore, for the reasons stated above, vote the three items for an extra pay for the men who are on the regular pay roll, at a fixed or stated salary, made before their employment in such capacity.

Respectfully submitted .

Austin, Texas, August 12 , 1908 . F M Maddox, Mayor .

Alderman Crocker moved to reconsider the vote by which the ordinance was passed, which motion prevailed .

Alderman Crocker moved that the ordinance do now pass notwithstanding the Mayor's objections, which motion was lost by the following vote :

Yeas Aldermen Armstrong, Crocker, Cuneo, Haynes, Miller, Petri, Redd, Smith and Wilhelm 9

Nays Aldermen Meredith, Moore, Mereland Scott & Suter 5

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

Extra 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 Crocker, Haynes, Meredith, Miller, Moore, Mereland, Petri, Redd, Scott, Smith, & Wilhelm 11

Nays Aldermen Armstrong & Cuneo 2

On motion the Council adjourned until 3 o'clock P M Tuesday August 18th, 1908 .

. Adjourned regular meeting of the City Council, Austin, Texas, Aug 13th 1908 :
 Hon F M Maddox, Mayor , presiding : Roll called :
 Present Aldermen Cuneo, Haynes, Moore, Mereland , Petri, Redd, Smith & Wilhelm 8
 Absent Aldermen Armstrong, Creeker, Morodith, Miller, Scott & Suter 5
 Alderman Redd moved a call of the Council, which was accented and the Marshal
 directed to bring in the absentees .

Aldermen Miller & Suter entered the Council chamber and answered to their names .
 On motion the call was suspended .

Alderman Haynes moved to reconsider the vote by which the Council refused to
 grant the petition of the Austin Fuel and Ice Co to lay pipe from their factory
 to the River, and that the matter lay over until the next regular meeting of the
 Council, which motion prevailed ., by the following vote :

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|---|---|
| Yeas Aldermen Haynes , Miller, Moore, Petri, Redd & Smith | 6 |
| Nays Aldermen Cuneo, Mereland, Suter & Wilhelm | 4 |

Alderman Moore for the City Hall Committee presented the following report, which
 was read and adopted :

Austin, Aug, 17, 1908 .

To the Hon Mayor and City Council of the City of Austin.

We your City Hall Committee to whom was referred the account of Chas Page & Bro
 Architects for balance due them by the City for services in the construction of
 the City Hall, beg leave to report that we have examined said account and find the
 same correct for the sum of \$ 454, 37 . We therefore recommend that the same be paid.
 This will be final payment to Page & Bro for their services.

C W Moore, Henry Petri, Tom D Smith, A E Cuneo
 City Hall Committee

BY Alderman Haynes Petition of G C Grand to remit fine assessed against him
 in the Recorder's Court Alderman Haynes moved to remit the fine and all costs
 except the jury fee and that the party be released upon payment of the jury fee
 provided he remove the sheds etc he has erected on the ground, which motion
 prevailed .

BY Alderman Moore an ordinance appropriating the sum of \$ 2500, 00 for the purpose
 of paving Congress Avenue . The ordinance was read the first time and passed by the
 following vote :

| | |
|---|----|
| Yeas Aldermen Cuneo, Haynes, Miller, Moore, Mereland, Petri, Redd, Smith, Suter & Wilhelm | 10 |
| Nays none . | |

By Alderman Smith an ordinance appropriating the sum of \$150, 00 for the purpose of
 paying the salary of the Dog Catcher for the months of August & Sept 1908 .

The ordinance was read the first time and passed by the following vote :

| | |
|--|----|
| Yeas Aldermen Cuneo, Haynes, Miller, Moore, Mereland, Petri, Redd, Smith & Wilhelm Suter | 10 |
| Nays none . | |

By Alderman Moore an ordinance appropriating the sum of \$ 50, 0 for the purpose of
 paying G S Boyce for supt paving on Congress Avenue . The ordinance was read the first
 time and passed under suspension of the rules by the following vote :

| | |
|---|----|
| Yeas Aldermen Cuneo, Haynes, Miller, Moore, Mereland, Petri, Redd, Smith, Suter & Wilhelm | 10 |
| Nays none | |

By Alderman Haynes an ordinance prohibiting the standing of public wagons, express wag
 wagons, Carriages etc on certain streets etc, during certain hours of the day . The
 ordinance was read the first time and referred to the Ordinance & Street Committees

*Austin Fuel & Ice Co
 petition*

*Page & Bro
 Architects paid*

*G C Grand
 fine remitted*

Paving Congress Avenue

Pay Dog Catcher

G S Boyce

Express wagons

*R.R. Automatic
Bills.*

By Alderman Meere an ordinance providing for the placing of automatic bells at places where railroad trains are in the habit of crossing public streets in the City Of Austin. The ordinance was read the first time and on motion was referred to the Ordinance Committee .

Pay Architects

By Alderman Meere an ordinance appropriating the sum of \$454.37 for the purpose of paying C H Page & Bro the balance due them as Architects of the City Hall .The ordinance was read the first time and passed under suspension of the rules by the following vote :
Yeas Aldermen Cuneo , Haynes, Miller, Meere, Mereland, Petri, Redd, Smith, Suter & Wilhelm 10
Nays none

*L E Loden resigns
Policeman*

The Mayor laid before the Council a communication from L E Loden tendering his resignation as a Policeman .On motion of Alderman Smith the resignation was accepted and the Marshal requested to nominate a successor .The Marshal presented the name of M J Connolly for confirmation as Policeman. Aldermen Mereland, Petri & Wilhelm were appointed Tellers. The Tellers announced the following as the result of the ballot, viz: For confirmation 10. Against none.

*M J Connolly elected
Policeman*

The Mayor declared Mr Connolly duly appointed and confirmed as a Policeman for the unexpired term .

*Council fee Mrs Barrington
remitted*

On recommendation of the Mayor a pound fee due by Mrs Barrington was remitted .
On motion the Council adjourned

Geo. O. Johnson
City Clerk.