

Regular meeting of the City Council
Austin, Texas, March 7th 1904

Hon A. White Mayor, presiding

Roll Called

Present Aldermen Crocker Haynes Hume Macken
Maddox Miller Moore Nitschke Radd Schneider
Shelley Shumate Smith & Whit 14

Absent None.

On motion the minutes were approved as
recorded by the clerk, without reading
Petitions, Memorials etc.

None

Reports Officers

Reports of the Officers

The Mayor laid before the Council the report of the
Marshal for the month of Jan'y 1904, and of the
other officers, except the Engineer & Marshal for the
month of Feb'y 1904, also the quarterly report of
the Water & Light Commission for the quarter ending
Dec 31st 1903, which were on motion referred to
their appropriate committees, without reading

Reports Standing
Committees

Reports of Standing Committees

Alderman Hume for the ordinance committee
to whom was referred an ordinance amending
the side walk ordinance, presented a report
recommending that the ordinance do not pass.
Alderman Maddox moved that the report
lie over to come up with the ordinance under
the head of unfinished business which motion
prevailed

Ordinance outside
walks.

Five escapes.
Police Committee

Alderman Shelley for the Police Committee to whom
was referred an ordinance providing for the
protection of persons and property from fires in
the city, presented a report, recommending the
passage of the ordinance, with certain amendments
proposed by the Committee, the report was adopted

Unfinished business

Vending ordinance
petition to repeal or
modify.

The Mayor laid before the Council a petition of
citizens asking the repeal or modification of the
vending ordinance, which was on motion
referred to the Ordinance Committee

Side walk ordinance

The Mayor laid before the Council the side walk
ordinance together with the report of the ordinance
committee. The ordinance was read the third time.
Alderman Maddox moved to adopt the report
of the ordinance committee, which motion prevailed
by the yeas. The
yeas Aldermen Crocker Hume Macken Maddox
Moore Nitschke Radd Shumate

Yays Aldermen Haynes Miller Schneider Shelley Smith
Ulitt 6

Alderman Moore moved to amend the ordinance
by striking out in the third line from the last the figures
"12" and inserting in their place the figures "16."

The amendment was lost by the following vote.

Yays Aldermen Maddox Moore Nitschke Redd & Shumate
Nays Aldermen ^{Crooker} Haynes & Muehlbauer Miller Schneider
Shelley Smith & Ulitt

The ordinance was then passed by the following vote
Yays Aldermen Haynes Miller Schneider Shelley
Smith & Ulitt 6

Nays Aldermen Crooker Hume Muehlbauer Maddox Moore
Nitschke Redd & Shumate 8

The Mayor laid before the Council the sign ordinance
which was read the third time, and on motion
was referred to the ordinance Committee

Sign ordinance

The Mayor then laid before the Council an ordinance
for the protection of persons and property from fires in
the City of Austin. The ordinance was read the second time

Fire escapes.

Alderman Schneider moved that it be considered and passed
upon by sections, which motion prevailed.

Section 1 was read and adopted.

Section 2 was read and adopted

Section 3 was read, and on motion of Alderman Shelley
the amendments proposed by the Police Committee was
read and adopted

The Amendment proposed by the Police Committee to Section 4
was read and adopted.

Section 5, was read and adopted.

Alderman Shelley moved that the amendments be adopted
as a whole, which motion prevailed

Alderman Redd moved that the ordinance be referred
to the ordinance Committee, which motion was lost
by the following vote

Yays Aldermen Nitschke Redd & Schneider 3

Nays Aldermen Crooker Haynes Hume Muehlbauer
Maddox Miller Moore Shelley Shumate Smith & Ulitt 11

New Business

The Mayor laid before the Council a communication
from V.L. Brooks City Attorney, resigning his position as
said Officer. On motion of Alderman Crooker the
resignation was accepted.

V.L. Brooks
resignation as City
Attorney
accepted

By Alderman Muehlbauer an ordinance prescribing
a method for filling vacancies in certain City offices
The ordinance was read the first time and passed
under suspension of the rules by the following
Vote

Ordinance
filling vacancies
City of Austin

Yeas Aldermen Crocker Haynes Hume Macken Maddox
 Miller Moore Nitschke Redd Selmerien Shelley Shumate
 Smith & Whit 14
 Nays None

Alderman Moore moved that the Council now proceed to the election of a City Attorney to fill the vacancy caused by the resignation of W. L. Brown, which motion prevailed.

The Mayor declared nominations for City Attorney were now in order.

Alderman Shumate nominated Geo. S. Hallon
 Alderman Crocker nominated W. D. Hart
 The Mayor nominated Wm. Prueggerhoff.
 Alderman Maddox nominated A. S. James.

On motion nominations were closed and the Mayor appointed Aldermen Hume and Nitschke as Tellers.

The Tellers announced the following as the result of the first ballot, viz:

Hallon 1. Hart 7. James 2. Miller 1. Prueggerhoff 0.

There being no election a second ballot was ordered, with the following result, viz:

Hart 7. James 2. Miller 5.

No election.

The following was the result of the third ballot

Hart 5. James 3. Miller 6.

The fourth ballot was ordered and resulted as follows.

Hart 7. James 2. Miller 5. No election.

The Tellers announced the following as the result of the fifth ballot, viz:

Hart 7. James 1. Miller 6.

Alderman Maddox withdrew the name of A. S. James and nominated Ed. Miller.

Alderman Haynes offered a resolution, Alderman Nitschke raised the point of order that the resolution was out of order pending the ballot. The Mayor sustained the point of order.

Alderman Haynes appealed from the ruling of the Chain President of the Council. Shelley was called to the Chair. The question was then put, "Shall the ruling of the Mayor be sustained" and the Chair sustained by a vote of 10-2. The Mayor in the Chair.

The ballot for City Attorney was resumed.

The Tellers announced the following as the result of the sixth ballot, viz:

Hart 7. Miller 7. The Mayor voted for Wm. Miller

and declared him duly elected City Attorney.

By Alderman Nitschke an ordinance appropriating the sum of \$350.00 for the purpose of paying for extra

Ed. Miller
 elected
 City Attorney

Extra Labor & Teams.

Street labor and teams. The ordinance was read the first time and passed under suspension of the rules by the following vote

Yeas Aldermen Crooker Haynes Hume Macken Maddox Miller Moore Nitschke Redd Schneider Shelley Shumate Smith & Ulit 14

Nays None

\$100. to open street South Austin

By Alderman Miller An Ordinance appropriating the sum of \$100.00 for the purpose of opening Newton Street South Austin The Ordinance was read the first time and on motion was referred to the Street Committee

Pound Master Allowance for feed for extra horse.

By Alderman Shumate An Ordinance appropriating the sum of \$75.00 for the purpose of paying for feed for extra horse for the Pound Master from March 1st to Dec 31st 1904 The ordinance was read the first time

Alderman Nitschke moved that it be referred to the Police Committee, which motion was lost by the following vote

Yeas Aldermen Hume Maddox Nitschke & Schneider 4 Nays Aldermen Crooker Haynes Macken Miller Moore Redd Shelley Shumate Smith & Ulit 10

The ordinance was then passed under suspension of the rules by the following vote

Yeas Aldermen Crooker Haynes Macken Redd Shelley Shumate Smith & Ulit 8

Nays Aldermen Hume Maddox Miller Moore Nitschke & Schneider 6.

On motion the Council adjourned

Jno. O. Johnson
City Clerk