

Called Meeting City Council,
Austin Texas May 13th 1878.
Mayor De Gress, presiding.
Roll called. Present Aldermen Brown,
Millett, Metz, Platt, Raven, Sheehan, 6.
Quorum present.

Alderman Millett moved a call of the
Council. This call being sustained by three
members the Marshal was sent for the
absentees.

The minutes of the meetings of April 11th and
15th were read and approved.

On motion of Alderman Millett the call
was suspended Alderman Erroy having
appeared and answered to his name.

The Council then retired for consultation
as to the mode of procedure in the matter
of the City of Austin vs. Sam. N. Middy, City
Attorney. On their return the following res-
olutions were presented and adopted as the
rules of procedure:

Be it resolved by the City Council of the City
of Austin, That the following rules be and
they are hereby adopted for the government
of the City Council in cases of removal of
City officers:

1. The Clerk of the City shall record the
proceedings in cases of removal as in the
case of other proceedings.
2. Counsel for the parties shall be admitted
to appear and be heard upon cases of
removal.
3. All motions made by the parties or their
counsel shall be addressed to the presiding
officer.
4. Witnesses for the City shall be examined
by the person representing the City and their
Cross examined by one party on the other
side. The witnesses for the defense shall
be examined by the party representing the
defendant and Cross examined by the person
representing the City.
5. If a member of the Board is called on " " " "

witness he shall be sworn and give his testimony standing in his place.

6. If a member wishes a question put to a witness or to offer a motion, he shall do so from his seat.

7. At all times when the Council is sitting upon the removal of an officer the doors of the Council Chamber shall be kept open unless the Council shall direct the doors to be closed while deliberating upon its decisions.

8. All preliminary or interlocutory questions, and all motions shall be argued for not exceeding five minutes on each side. The case on each side shall be opened by one person. The final argument on the merits shall be made by one person on each side and the argument shall be opened and closed on the part of the City; provided that a half hour shall be allowed each person except the person representing the City, who shall have ten minutes in closing the case.

9. If the Mayor shall be a witness the President of the Council shall administer the oath to him.

10. Witnesses shall be sworn in the following form by the Mayor. You do solemnly swear that the evidence you shall give in the case now depending between the City of Austin and --- shall be the truth, the whole truth, and nothing but the truth, so help you God.

Counsel for the defendant objected to the proceedings on the ground that the charges were not specific, and that no copies thereof had been served or legal notice given. Objections overruled by the Council. A motion by defendant for a continuance was also overruled.

Defendant then filed exceptions and answer.

The charges against the defendant were then read.

Continuation of Mr. Pease the further hearing

of the cause was postponed until tomorrow May 11th at 8 P.M.

Resolution - Whereas the barracks situated upon the Reservation of the U.S. Govt. in this city are going to decay and are being used to a great extent by tramps and other disreputable characters to the damage of said property and the city - therefore be it resolved -
 1st That the Senators and Representatives in the U.S. Congress from this State are hereby requested that they use their efforts to have an appropriation of \$10,000.⁰⁰ for the purpose of putting the barracks in good repair.

2nd That the Mayor is hereby directed to forward a true of these resolutions to the Hon. Richard Coke and S. B. Mays U.S. Senators; S. C. Giddings member of Congress from this Dist; to the Hon. Secy of War and another copy to Genl O. O. Ould commanding the Dept. of Texas with the request that Genl Ould forward these resolutions to the Hon. Secy of War with such endorsement as he deems, with the knowledge he possesses of the condition of said barracks, to the best interests of the Service.

On motion the resolutions were adopted.
 By Alderman Parow.

Be it resolved by the City Council of the City of Austin, that a synopsis of the proceedings of the meeting of Monday the 6th of May, shall be published in the Texas Volkszeitung in the German language.
 On motion of Alderman Parow the resolution passed.

A Resolution appropriating \$27.⁵⁰ for fixing blinds and awnings to windows in office of the Assessor and Collector.

Resolution read.

On motion the rules were suspended and the resolution placed on its second reading by the following vote. Yeas Alderman Cook.

Millett, Metz, Platt, Paron, Sheehan & Strong 7.
 Absent Aldermen Crooker, Kalle & Vaughan 3.

The resolution was read second time and on motion the rules were further suspended and the resolution placed on its third reading by the following vote: Yea Aldermen Crow, Millett, Metz, Platt, Paron, Sheehan & Strong 7.

Absent Aldermen Crooker, Kalle & Vaughan - 3.

Resolution was read the third time and on motion passed by the following vote, Yea Aldermen Crow,

Millett, Metz, Platt, Paron, Sheehan & Strong 7.

Absent Aldermen Crooker, Kalle & Vaughan 3.

By Alderman Sheehan.

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

1. That the thanks of the citizens of the City of Austin through their representatives in the City Council be and the same are hereby tendered to Hope Hook & Ladder Co. #2 for the noble conduct and achievement at the Hoes Fair Fest and to the other Firemen of this City who visited Hoes as the representatives of our Fire Dept and aided in the noble victory.

2. That we recognize in our Fire Department that true and noble spirit which is always ready to make any sacrifice to defend our homes and protect our people and are ever ready to respond at the call of assistance at home or abroad.

On motion the Resolution was adopted.

A Resolution. Be it resolved by the City Council of the City of Austin that the sum of \$100.00 be and the same is hereby appropriated for the payment of the attorneys employed by the City in the case of the City Water Company of the City of Austin.

Resolution read.

On motion the rules were suspended and the resolution placed on its second reading by the following vote. Yea Aldermen Crow, Millett, Metz, Platt, Paron, Sheehan & Strong 7.

Absent Aldermen Crooker, Kalle & Vaughan 3.

Resolution read second time.

On motion the rules were further suspended and the resolution placed on its third reading by the following vote. Yeas Aldermen Crow, Millet, Metz, Platt, Paron, Sheehan, and Strong 7.
Absent Aldermen Crooker, Hall and Vaughan 3.

Resolution read third time and on motion passed by the following vote, Yeas Aldermen Crow, Millet, Metz, Platt, Paron, Sheehan and Strong 7.
Absent Aldermen Crooker, Hall and Vaughan 3.

On motion the Council adjourned to 8 P.M.

May 14th

Approved
May 15 1878

L. M. Bradley
City Clerk

5/15/78

Adjourned Meeting City Council.
Austin, Texas, May 14th 1878.

Council met pursuant to adjournment.
Mayor De Gress presiding.

Roll called. Present, Aldermen Crook, Croaker,
Metz, Rawn, Sheehan, Strong and Vaughan - 7/9.

Absent Aldermen Miller, Kalle & Platt - 2/9.

Alderman Croaker moved a call of the Council.

The call being sustained by three Aldermen the
Marshal was sent for the absentees.

Alderman Platt appeared and answered to
his name.

On motion of Alderman Crook the call was
suspended.

The case of the City of Austin vs S. H. Hildy
was taken up.

Motion by Defendant that the Council in-
struct Mayor De Gress to vacate the Chair
for reasons stated in the motion and call
the President of the Board of Aldermen to
preside during this investigation.

Also that the City Marshal and City Treas-
urer be authorized to act during this in-
vestigation as members of the City Council.

Motion ~~carried~~.

Alderman Platt moved that the rules of
procedure adapted by the City Council
be strictly adhered to. Carried.

Exceptions by Defendant to the rules of pro-
cedure adapted by the Council.

Also exceptions to the jurisdiction of the
City Council in the matter pending.

Alderman Platt moved that the excep-
tions be not sustained by the Council.

Motion carried.

By Alderman Croaker. Resolution allow-
ing the attorneys of Defendant half hour
each and that they both be allowed to
examine witnesses.

On motion the resolution was adapted.

On motion of Alderman Metz the Council
adjourned to 8 P.M. May 15th 1878.

Approved

May 15 1878.

L. M. Bradley

City Clerk

* The minutes of May 6th 1878 were read and approved

Adjourned Meeting City Council.
Austin Texas, May 25th 1878.

Council met pursuant to adjournment.
Mayor D. S. Gross presiding.

Roll called. Present, Aldermen Crow,
Millett, Paron, Sheehan and Vaughan - 5.
No quorum present.

Alderman Millett moved a call of the
Council. Call sustained by three and the
Marshal sent for absentees.

Aldermen Croaker, Stalle and Strong ap-
-peared and answered to their names.
Quorum present.*

On motion of Alderman Croaker the
call was suspended.

The case of the City of Austin vs Sam. H.
Mildy, City attorney was taken up.

By Alderman Millett. Resolved
That the Board of Aldermen of the City
of Austin have heard all the evidence in
the matter of S. H. Mildy vs The City of Austin
that they deem necessary to a just decision
of the question.

On motion the resolution was adopted.
By Alderman Vaughan. Resolved

that we now take a vote whether S. H.
Mildy be removed or retained as City attor-
-ney.

Resolution adopted
The question then being, "Shall the Council
remove S. H. Mildy City attorney?" the roll
was called and the question lost by the fol-
-lowing vote: For removal Aldermen Crow
and Millett. 2.

Against removal Aldermen Croaker, Stalle,
Paron, Sheehan, Strong and Vaughan 6.
Absent Aldermen Metz and Plato 2.

On motion of Alderman Crow the
Council adjourned.

Approved L. M. Bradley
May 24th 1878 City Clerk

* The minutes of May 18th 1878 were read and approved.