

February 26<sup>th</sup> 1848  
 The meeting of February 23<sup>rd</sup> adjourned to 7:30  
 this P. M.

Aldermen Crocker and Keltett were the only  
 Members present and after waiting some time they left  
 without transacting any business.

John F. Herbert  
 City Clerk

Called Meeting of City Council  
 February 28<sup>th</sup> 1848

Council called to order at 8 o'clock P. M.  
 Mayor De Gress in the chair

Roll called and the following Members an-  
 swered.

Aldermen Brown, Crocker, Miller, Keltett  
 and Kalle

Absent Aldermen Markley, Metz, Platt, Sherman  
 and Strong.

Alderman Kalle moved a call of the  
 Council. Call sustained and the Marshal was  
 directed to bring in the absentees.

Alderman Platt came in and answered  
 Quorum present.

On motion of Alderman Miller the call  
 of the Council was suspended.

Alderman Metz came in and answered  
 His Honor the Mayor stated that he had called  
 them together for the purpose of submitting to them for  
 their action certain Ordinances and Petitions

The following Petitions for permission to sell  
 Ratches near entrance of the Market limits

Charles Thiele on corner of Colorado and  
 Cherry Streets

William Thiele on corner of Pecan and Ra-  
 River Streets

John Stolzing on Marguit Street East of the  
 City Market limits

Henry Duckwinger on corner of Linden and  
 Langacinto Streets.

Thos B Newton on Lot #6 in Block #6 corner  
 of Congress Avenue and Live Oak Streets

Phillip Heinger on Lot # 5 Block # 62  
and outside of of the Market limits  
On Motion of Alderman Crocker the Petition  
was received and granted

Petitions of Members of the Fire Department  
and Citizens asking that a Fire Alarm Bell  
be placed on Market Hill

On Motion of Alderman Miller the Petitions  
were received and referred to the Committee  
on Fire Department

Accounts <sup>presented</sup> from Cardwell + Morris for Printing  
done for Fire Companies amounting to \$15-30

On Motion of Alderman Millitt the accounts  
were laid on the table

Accounts presented by Austin Gaslight Company  
for Gas furnished the City during the month of  
January 1848.

Alderman Miller moved that the accounts  
be referred to the Street Committee. Motion lost

Alderman Hall moved that all Gaslights  
except those used at the Mayor's Office and City Hall  
be extinguished or not used after the Fifth day  
of March 1848 and that Oil Lamps be substituted

Alderman Crocker moved to amend by striking  
out the Fifth and insert the twentieth  
Motion lost

Alderman Millitt moved to amend by adding  
after the word "City Hall," and the several Engine  
Houses."

The Amendment of Alderman Millitt was  
accepted

The Motion as amended was adopted

Accounts from sundry persons for work and  
repairs on Fire Engines were presented

On Motion of Alderman Miller the Accounts  
were referred to the Committee on Fire Dept

Petition of John Dinslow making  
proposals for furnishing rock for macadamizing  
streets

On Motion of Alderman Miller the Petition  
was received and referred to the Committee  
on Streets

By Alderman Miller an Ordinance  
to amend Section Three of an Ordinance

Regulating City Markets. The Ordinance was read  
Alderman Miller moved to suspend the  
rules and put the ordinance on its second reading

The Yeas and Nays ordered and the motion  
to suspend the rules carried by the following vote

Yeas: Aldermen Brown, Crocker, Miller, Millitt  
Kestz, Kalle, and Platt. Nays none

The Ordinance was read the second time

Alderman Millitt moved to further suspend  
the rules and put the ordinance on its third reading

The Yeas and Nays ordered and the motion  
to further suspend the rules carried by the following  
vote

Yeas Aldermen Brown, Crocker, Miller, Millitt  
Kestz, Kalle and Platt. Nays none

The Ordinance was read the third time

Alderman Millitt moved that the ordinance  
do pass.

The Yeas and Nays ordered and the ordi-  
nance passed by the following vote

Yeas Aldermen Brown, Crocker, Miller,  
Millitt, Kestz, Kalle and Platt, Nays none

Alderman Kalle moved that the accounts  
presented by the Austin Haslight Co amounting to  
\$237.95 for Gas consumed by the City in January 1878  
be paid. Carried

By Alderman Brown. Resolved I That the City  
Marshal be and he is hereby authorized to have a  
room in the South East corner of the Mayor's Court  
Room partitioned off for the City Clerk's Office

II That the Mayor is hereby authorized to pay for the  
partition authorized to be put up by the fifth  
section of this Resolution out of any monies left over  
from appropriations made for building Bridge on Cedar  
Street and repairing Bridge on Pecan Street

III That the Assessor and Collector be and he is hereby  
directed to at once move his office to the office now  
occupied by the City Clerk

IV That the Mayor be and he is authorized to have  
the partition between the old collector's office and  
City Physicians removed and rent said office to  
the best advantage to the City. Adopted

An Ordinance Regulating Fire Department  
which was read the first time February 23<sup>rd</sup> 1878

and action postponed, was taken up and read the second time

On motion of Alderman Brown the Ordinance was referred to the Committee on Fire Department

The following Ordinances were presented by the Committee on Codifying and Digesting the City Ordinances

An Ordinance Relating to Policemen and Police Regulations

The Ordinance was read

On motion of Alderman Miller the Ordinance was referred to the Police Committee

An Ordinance Relating to the Preservation of the Public Peace and Order

The Ordinance was read

Alderman Miller moved to suspend the rules and put the ordinance on its second reading

The Yeas and Nays ordered and the motion to suspend the rules carried by the following vote

Yeas Alderman Brown, Crocker, Miller, Millett, Kostz, Kalle and Platt Nays none  
 Rod & King Alderman Kalle moved to strike out the penal clause at the end of each section and to make an additional section to the Ordinance with a penal clause for the violation of the several sections of the Ordinance Amendment adopted

The Ordinance as amended was read  
 Alderman Miller moved to further suspend the rules and put the Ordinance on its third reading

The Yeas and Nays ordered and the motion to further suspend the rules carried by the following vote

Yeas Alderman Brown, Crocker, Miller, Millett, Kostz, Kalle and Platt. Nays none

The Ordinance was read the third time  
 Alderman Millett moved that the Ordinance do pass

The Yeas and Nays ordered and the Ordinance carried by the following vote

Yeas Alderman Brown, Crocker, Miller, Millett, Kostz, Kalle and Platt. Nays none

An Ordinance Relating to Public Safety  
The ordinance was read

Alderman [unclear] moved to suspend the rules and  
put the ordinance on its second reading

The Yeas and Nays ordered and the motion to  
suspend the rules carried by the following vote

Yeas Aldermen Brown Crocker Miller Mellett Metz  
Kalle and Platt. Nays none

The ordinance was read the second time  
Alderman [unclear] moved to further suspend  
the rules and put the ordinance on its third reading

The Yeas and Nays ordered and the motion  
to further suspend the rules carried by the following  
vote

Yeas Aldermen Brown Crocker Miller Mellett  
Metz Kalle and Platt. Nays none

The ordinance was read the third time  
Alderman [unclear] moved that the ordinance do pass

The Yeas and Nays ordered and the ordinance  
passed by the following vote

Yeas Aldermen Brown Crocker Miller Mellett  
Metz Kalle and Platt

An Ordinance Defining and Punishing  
Malicious Mischief

The ordinance was read

Alderman Miller moved to suspend the rules  
and put the ordinance on its second reading

The Yeas and Nays ordered and the  
motion to suspend the rules carried by the following  
vote

Yeas Brown Crocker Miller Mellett Metz  
Kalle and Platt. Nays none

The ordinance was read the second time  
Alderman Crocker moved to further suspend the  
rules and put the ordinance on its third reading

The Yeas and Nays ordered and the  
motion to further suspend the rules carried by  
the following vote

Yeas Aldermen Brown Crocker Miller  
Mellett Metz Kalle and Platt. Nays none

Alderman Miller moved that the  
Ordinance do pass

The Yeas and Nays ordered and the ordinance  
passed by the following vote

Yeas Aldermen Brown, Crooker, Miller  
 Millitt, Metz, Halle and Platt, Nays None  
 An Ordinance Regarding the sale of  
 Spirituous Liquors

The Ordinance was read

Alderman Miller moved to suspend the rules  
 and put the ordinance on its second reading

The Yeas and Nays ordered and the motion  
 to suspend the rules carried by the following vote

Yeas Aldermen Brown, Crooker, Miller, Millitt  
 Metz, Halle and Platt Nays None

The Ordinance was read the second time  
 Alderman Miller moved to <sup>further</sup> suspend the rules and  
 put the ordinance on its third reading

The Yeas and Nays ordered and the motion  
 to further suspend the rules carried by the following  
 vote

Yeas Aldermen Brown, Crooker, Miller  
 Millitt, Metz, Halle and Platt, Nays None

The Ordinance was read the third time  
 Alderman Crooker moved that the ordinance  
 do pass.

The Yeas and Nays ordered and the  
 Ordinance passed by the following vote

Yeas Aldermen Brown, Crooker, Miller  
 Millitt, Metz, Halle and Platt, Nays None

An Ordinance Relating to Streets Sidewalks  
 etc.

The Ordinance was read

On motion of Alderman Miller the Ordinance  
 was referred to the Committee on Streets

An Ordinance Relating to City Harbors  
 The Ordinance was read

Alderman Miller moved to suspend  
 the rules and put the ordinance on its second  
 reading.

The Yeas and Nays ordered and the  
 motion to suspend the rules carried by the  
 following vote.

Yeas Aldermen Brown, Crooker, Miller  
 Millitt, Metz, Halle and Platt, Nays None

The Ordinance was read the second time  
 Alderman Crooker moved to further suspend  
 the rules and put the ordinance on its third reading

The Yeas and Nays ordered and the motion to further suspend the rules carried by the following Yeas. Aldermen. Brown, Crocker, Miller, Mellett Metz, Kalle and Platt. Nays none

The ordinance was read the third time Alderman Miller moved that the ordinance do pass The Yeas and Nays ordered and the ordinance passed by the following vote

Yeas Aldermen. Brown, Crocker, Miller Mellett Metz, Kalle and Platt. Nays none

Alderman Platt moved that the City Horses carts and harnesses be sold at public Auction on Saturday week at S.E. Corner of Block 70 70

On motion of Alderman Platt the vote was reconsidered Alderman Platt moved that the Marshal be directed to sell the City Horses, carts & harnesses at public Auction on Saturday March 9<sup>th</sup> 1848 at the S.E. cor of Block 70, the 70<sup>th</sup> for sale and the terms to be same as stated in published notice of sale of said property on July 27<sup>th</sup> 1847

On motion of Alderman Platt the Council adjourned Approved Apr 1<sup>st</sup> 1848

John D. H. City Clerk  
Regular Meeting of City Council  
March 4<sup>th</sup> 1848

Council called to order at 8.10 P.M. Mayor De Suss in the chair

Roll called and the following members answered. Aldermen. Brown, Crocker, <sup>Miller</sup> Mellett Markley, Metz, Kalle Platt and Shukan

Absent Alderman Strong. Quorum present Alderman Miller moved a call of the Council call sustained and the Marshal was directed to bring in the absentees

On motion of Alderman Miller the call of the Council was suspended

Alderman Strong came in and answered The Journals of the meetings of February 4<sup>th</sup> 6<sup>th</sup> 8<sup>th</sup> 9<sup>th</sup> and 12<sup>th</sup> 1848 were read and approved

On motion of Alderman Brown the further reading of the Journals was dispensed with

Petition of L. L. Fitch stating that he was appointed City Doctor December 1<sup>st</sup> 1848. That he has never received any compensation for services performed from the time of his appointment to the 16<sup>th</sup> day of March 1848. That the City of Austin is indebted to him for three and one half months salary, and asks

Approved Apr 1<sup>st</sup> 1848

that the City Council grant authority for the payment of his claim.

On motion of Alderman Miller the Petition was received and referred to committee on Cemetery

Petition of John Holzinger stating that he deposited with the City Assessor and Collector \$25<sup>00</sup> for License for one year for selling butchers meat and filed his Petition for the privilege of conducting said business that he did not know at the time that license could be obtained for less period, but as license is granted for three months he asks that his license be granted for that time, and that he be refunded the sum of \$18<sup>75</sup>, it being the amount paid in excess for the amount prayed for in petition

On motion of Alderman Metz the petition was received and granted

Petition of L. B. West asking that Bois & Arc Streets between San Antonio and Nueces Streets be improved

On motion of Alderman Strong the Petition was received and referred to the Committee on Streets

The following Petitions for the Privileges for the selling of Butchers meat outside of the marked limits

Richard White on Bois & Arc Street near Robinsons Hill

George Roberts on Corner of Oak and Red River Streets

H. Lestergett on North Avenue Block #38, bet. Guadalupe and Saraca Streets

J. L. Allen on Lot #8 Block #3 South side of Live Oak Street

On motion of Alderman Metz the Petitions were received and granted

Petition of C. Cooney stating that he is the owner of Lots #1, 2, 3, and 4 in Block #25. That the lots were assessed at \$400 each. That lot #1 is situated in the creek and is worthless. That lot #2 is partly in the creek, and could not be sold for \$100<sup>00</sup> and asking that his tax assessment be reduced \$400.

On motion of Alderman Crocker the Petition was laid on the table

Petition of Mrs. G. H. Miller stating that she is the owner of Oak lot #28 Division D. that the City Board of Equalization had assessed said lot at \$900<sup>00</sup> and asks that the assessment be reduced to

#500-

On Motion of Alderman Crocker the Petition was laid on the Table

Petition of a number of Citizens asking that Charles Olsen a Citizen of Austin be granted a license to retail liquors in the City without license as he is a poor blind man with a large family dependent on him for support

On Motion of Alderman Crocker the Petition was received and referred to the Committee on Charities

Petitions of Citizens asking that the City Council rescind their action on the report made by a special committee appointed to examine the Reservoir constructed by the City Water Company, or that the Council appoint a new committee to investigate the matter, and suggesting that it might be well to appoint an advisory committee of citizens not members of the City Council.

On Motion of Alderman Miller the Petition was received

Reports of City Marshal, City Physician and City Doctor for the month of February were read and received

Petition of City Doctor, stating that he had made certain improvements at the City Cemetery, and had planted a lot of Trees and Shrubby at his own expense and asking that he be remunerated for the same

On Motion of Alderman Miller the Petition was received and referred to the Committee on Cemetery

Alderman Hartley of the Committee appointed February 8<sup>th</sup> 1848 to wait upon the Officers of the R. M. G. L. of the I. O. O. F. and inform them of the action of the City Council in leasing to them a Public Square in the City and an appropriation of \$5000 - to aid them in the construction of their grand temple. Report it that the Committee had discharged the duty assigned them. That the donation from the City had been accepted and that the Committee was requested by that honorable body to present the thanks of the organization to the City Council for their munificent gift

On Motion of Alderman Miller the report of the Committee was received

By Alderman Miller. Resolved by the City Council of the City of Austin, that the Resolutions passed by

the City Council adopting the report of the Committee recommending that the Reservoir constructed by the Water Company be not received by the City of Austin be and the same is hereby rescinded and repealed.

On motion the resolution was referred to a special Committee of three.

Alderman Miller, Crocker and Millitt were appointed on the Committee.

Communication from the Austin Gaslight and Coal Company, proposing to furnish gas for Street lamps at \$3.40 per lamp per annum if the number of lamps is increased to 44, and for every increase of four lamps will make a reduction of \$1.00 per lamp per annum. Should the number of lamps reach 100 the price to be permanently fixed at \$4.00 per <sup>Lamp</sup> per annum. The Company to light and keep in repair all lamps, and will reimburse the City for all Lamp Posts now owned by it, provided the City enters into contract for a term of years.

The above rates are based on current funds.

On motion of Alderman Miller the Communication was received and referred to Committee on Streets.

An Ordinance appropriating \$1200 for the improvement of Streets and Bridges in Wards 1<sup>st</sup>, 2<sup>d</sup>, 3<sup>d</sup>, 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup>, 7<sup>th</sup> and 8<sup>th</sup>, which passed its second reading February 15<sup>th</sup> was taken up and read the third time.

Alderman Crocker moved that the Ordinance do pass.

The Yeas and Nays ordered and the Ordinance passed by the following vote:

Yeas Alderman Crocker, Miller, Montley, Metz, Sheehan and Strong.

Nays Alderman Brown, Millitt, Hall and Plate.

An Ordinance Regulating the collection of Taxes, which passed its second reading February 13<sup>th</sup> was taken up and read the second time.

On motion of Alderman Miller the Ordinance was laid on the table.

Petition of James McCulloch contesting the seat of G. F. Millitt Alderman from Ward 7<sup>th</sup> & 8<sup>th</sup>.

On motion of Alderman Metz the Petition was laid on the table.

His Honor the Mayor nominated L. M. Bradley

for City Clerk and asked his confirmation

Aldermen Platt and Kutz were appointed Tellers.  
The Tellers after receiving and counting the votes announced  
the following

For Confirmation 4. Against Confirmation 6

The following Veto Message was presented by His Hon. the Mayor

Mayor's Office Austin Texas

February 6<sup>th</sup> 1848

To the Hon Board of Aldermen City of Austin  
Gentlemen

I have the honor to return herewith the  
Resolution reducing the number of Oil Street Lamps  
to not exceeding twenty five passed by your honorable body  
February 4<sup>th</sup> 1848. with my objections thereto.

Rule 5 of the rules of Order of the City Council  
requires all resolutions of a general character to be read  
on three several days unless two thirds of a full board shall  
vote a suspension of this rule

The above cited resolution was only read once and passed  
without a suspension of the rule, this not being in accordance  
with our rules is therefore in my opinion void

There is now before the Street Committee petitions from  
wards one, two, three, four, seven, eight, nine and ten,  
and a resolution from ward five, asking for additional  
lamps, Aldermen who presented these petitions and resolutions  
must certainly have done so at the request of their constituents  
and the people should be heard in this matter, before  
hasty legislation is resorted to.

I am unable to find that any lamps have been  
established in the City except upon the petition of the people  
through their Aldermen, and as stated before, petitions from  
eight wards are now before the Council from citizens, asking  
additional lamps, some wards having no lamps of any  
kind

Every portion of the City should enjoy the same privileges  
and I cannot, even if this resolution had been passed in  
accordance with law, give my approval to a measure  
which would deprive a large majority of the citizens of  
the benefits enjoyed by people living on two or three streets.

Very Respectfully

J. S. D. Gross

Mayor

On motion of Alderman Miller the Message was  
received and referred to the Committee on Streets

Mayor Office Austin Texas  
February 6<sup>th</sup> 1848

To the  
Honorable Board of Aldermen of the City of Austin  
Texas

I have the honor to return herewith an Ordinance to regulate the assessment of property of companies and corporations within the city of Austin passed by your honorable body February 11<sup>th</sup> 1848. with my objections thereto.

This Ordinance is in plain violation of the State tax law of 1846. as it does not exempt the property from taxation as provided in said law in accordance with section 2, article 8 of the Constitution.

I therefore suggest that you reconsider your action in the premises and make such amendments to the ordinance as to conform to the law.

Very Respectfully,

J. L. DeGross

Mayor

On Motion of Alderman Brown the message was received and referred to the Ordinance Committee.

By Alderman Markley Rule of Order No. 1—  
The Mayor may call special meetings of the Council by notice served on them twelve hours before said special meeting, communicating to them in writing the purpose for which the special meeting is called and in no case shall any business be transacted at a special meeting unless notice thereof has been given as above stated.

Alderman Platt moved that the rule of order be laid on the table.

Lost

On Motion of Alderman Miller the rule of order was referred to a special committee of three.

Alderman Markley, Miller and Brown were appointed on the Committee.

Alderman Miller moved that the vote by which the resolution passed to discontinue the use of certain gas lights be reconsidered.

The Yea and Nays ordered and the motion carried by the following vote—

Ayos Alderman Brown, Corwin Miller Markley  
Nays Shukan and Strong

Mayor Alderman. Halle and Platt, Alderman Meillet  
was excused from voting

By Alderman Brown. Be it Resolved that the gaslights  
that are being lighted for the city be kept lighted as heretofore  
until otherwise ordered by the city council. Lost

By Alderman Metz, Be it resolved by the City  
Council, That the Police force be reduced to six men

On Motion of Alderman Miller the Resolution  
was referred to the Police Committee

On Motion of Alderman Miller the Council  
adjourned

Approved April 12 1848  
John J. H. [Signature]  
City Clerk

Called Meeting of City Council  
March 31 1848

Council called to order at 5:45 P.M.  
Mayor De Gries in the Chair.

Roll called and the following members answered  
Alderman Brown, Miller, Meillet, Metz, Halle, Platt  
and Strong.

Absent. Alderman Crocker, Markley and  
Shulcan

Quorum present  
His Honor the Mayor stated to Council that  
he had called them together for the purpose of sub-  
mitting to them certain Ordinances and Petitions which  
required their action.

By Alderman Halle an Ordinance providing  
for the establishment and erection of Pease Street  
Market and making an appropriation for the build-  
ing of the same

The Ordinance was read

Alderman Markley came in and answered  
Alderman Halle moved to suspend the