Regular Meeting, Friday, June 5th, A.D. 1891.

Council Chamber, City Hall, El Paso, Texas.

The City Council met in regular session at 8 p.m. Friday, June 5th, 1891. Present, mayor Richard Caples and the following aldermen: J. B. Badger, Amsi Berla, J. P. Dieter, Dan Kelly, Jas. W. Magoffin, Chas. F. Slack and Adolph Solomon, 7. Absent. George S. Stewart.

The minutes of the last meeting (May 29th, 1891) were read and approved.

Reports of City Officers.

Assessor & Collector Merrill presented the following reports, which were referred to the Finance Com^ee.

Statement of Collections for May, 1891.

Special Fund,	Occupation Licenses, $689.75, Dog Licenses, $32.50	722 25	
Sewer Fund,	Sewer Permits,	10 "	732 25
	Less 5% Commissions		36 61
(Settlement by Treasurer's receipt No. 285)	Net,		695 64

Z. F. Merrill, Ass^r & Coll.

Collections from Rolls of 1890, to June 1, 1891.

Fund	Net May Collections	Gross May Collections	Gross Collections before Reported	Net Collections before reported
General,	608120	640126	3200631	30406 "
School,	168920	177811	889052	8446 "
Street Improvement,	33780	35559	177790	1689 "
Street Maintenance,	33780	35559	177790	1689 "
Water Works Bond Sinking & Interest Fund.	33780	35559	177790	1689 "
Public School " " " "	33780	35559	177790	1689 "
Fund^d Ind^ss " " " "	20280	2134	106737	1014 "
Sewer Extension and Maintenance	33780	35559	177790	1689 "
Sewer Bond Sinking & Interest fund.	33780	35559	177790	1689 "
	1000000	1052632	5263160	5000000

(Treasurer's receipt No. 284 hereunto appended)

Z. F. Merrill, Assessor & Collector.

Chairman Solomon from the Fire & Water and Street Lighting Committee reported that he had caused the following notice to be sent to the El Paso Gas, Electric Light & Power Co.

El Paso, Texas, May 30, 1891

To the El Paso Gas, Elec. Lgt & Power Co.

Gentlemen: I am directed by the Fire and Water and Street Lighting Committee to notify the El Paso Gas, Electric Light & Power Co. that said Committee is willing to accept the present location of Street Lights, provided each of said lights is suspended in the center of the streets lighted by it. Please notify me of the location of each light as soon as the locations of said lights is completed.

G. E. Boyce, City Clerk.

Chairman Dieter from the Finance Committee presented the following bills which were approved and warrants ordered in payment of the same.

Name	No.	Purpose	Fund	Amount
D. McKenne	1254	June, 1891, rent of City Hall	General	223 98
W. H. Watts,	1255	May allowance for park	"	50 "
Ketelsen and Degetau	1256	1 wall tent	"	12 "
Angel Torrero,	1257	Water furnished pest house,	"	5 50
G. C. Wimberly,	1258	Assisting City Engineer,	"	60 "
Phil Millspaugh,	1259	" "	"	48 "
H. F. Stacy,	1260	May, 1891, Scavenger work,	"	13 95
W. M. Yandell,	1261	Hauling Diptheria patients,	"	4 "
Roberts & Company	1262	Tub for pest house,	"	2 25
Ice & Refrigerator Co.	1263	May Ice for City Hall	"	5 40
El Paso Transfer Co.	1264	Conveyances furnished	"	26 "
W. A. Irvin & Co.	1265	Metal tape for City Engineer.	"	7 50
Times Pub. Co.	1266	Pub. Ordinances and Resolutions	"	43 87
" "	1267	1000 programs	"	9 "
" "	1268	Pub. notices of City Eng. and Chief of P.	"	4 85
Mrs Louis Toenniges	1269	371 meals to prisoners in May, 1891.	"	74 20
El Paso Water Company	1270	Flushing 15 Sewer tanks March and May, 1891.	"	1 80 "
Daily Tribune	1271	Pub. Mayor's Proc.^n 3 times	"	3 60
Herald News Co.	1272	" " "	"	3 60
Star Stables,	1273	Horses, Hacks, and repairing stair rail,	"	9 30
M. Ullman	1275	Rent of polling place April 14th 1891.	"	5 "
Fassett & Kelly	163	Sewer Supplies	Sewer	31 80
H. P. Noake,	164	Sharpening tools for sewer work	"	33 60
El Paso Transfer Co.	165	Hauling Sewer pipe	"	20 85
M. D. Campbell	166	Sewer work and material	"	29 70
Burton, Lingo & Co.	167	Lumber at mouth of sewer	"	65 44
El Paso Foundry & Machine Co	168	1 manhole casting	"	15 "
S. H. Wilson	169	4 days extra time as Sewer Pump Engineer	"	10 "

A number of important bills were held over for further investigation.

Regular Meeting, Friday, June 5th 1891, Continued.

Alderman Slack presented the following resolution which was adopted:

No. 12 **Resolved**, by the City Council of the City of El Paso, that the City **Assessor & Collector** be, and he is hereby directed to furnish a list of all property sold to the City for taxes, upon which the two years limitation for redemption of the same has expired; said list to embrace all property sold, from 1881 to 1889.

The Finance Committee recommended that the City prosecute the suit already instituted against J. George Kilzinger Ex City Assessor & Collector for the recovery of City property.

On motion of alderman Badger the recommendation of the Committee was adopted.

Chairman Slack, from the **Taxation Committee** reported that the committee, acting upon authority granted by the Council had accepted the suggestions and granted the petition of Messrs Solomon and Albert Schuk, as set forth in the following communication:

To the Hon City Council. El Paso, Texas May 29, 1891.

Gentlemen: Your petitioners respectfully represent that Lot No. 32, Karts Survey No. 9, through error, was raised by the Board of Equalization to the value of $175.00, being only of the value of $50. We are also assessed for merchandise, value $6,100.00 which we had on Jan. 1, 1890, but which was subsequently destroyed by fire, June 7, 1890. ..... Your petitioners respectfully ask to be permitted to pay to the collector of taxes at the rate of $50. valuation on said lot No. 32 and on said merchandise at the rate of $2500.00 together with the accrued costs thereon to date, and that your petitioners be receipted in full for taxes due on said property for the year 1890.

Chairman Kelly from the **Streets & Grades Committee** reported favorably upon the claim of the Southern Pacific Railway Company for expenses incurred in sewer extension to connect the S. P. Round House with the City Sewer system, amounting to $1,437.68.

The report was adopted, the claim allowed, and warrant ordered on the Sewer fund for amt. of same.

The committee also reported favorably upon the report of the City Engineer accepting the work of grading and gravelling St Louis Street from Florence to Ochoa Street.

The report was adopted, the work accepted and the City Atty instructed to prepare an ordinance levying a special tax to defray the cost of the improvement.

Mayor Cobles reported in behalf of himself and the Finance Committee that acting in accordance with instructions from the Council approved May 22, 1891, they had purchased the old Fair Grounds property, for the use and benefit of the City for the sum of three thousand, four hundred and fifty-five dollars ($3,455.00) at Sheriffs sale, the city assuming the payment of certain evidences of indebtedness against said property, making the total cost about $6000.00, and recommended that a man be selected at a small salary to look after the property.

On motion of alderman Solomon the action of the Mayor and Finance Committee was approved and a warrant ordered on the General fund in favor of R. R. Hillebrand, Sheriff of El Paso County, for the sum of $3455.00 in payment for said property.

On motion of alderman Dicker a Special Committee on City Parks was appointed and authorized to employ a competent person at a small salary to take charge of the property recently purchased.

The Mayor appointed Aldermen Solomon, Berla and Dicker.

On motion of alderman Solomon the City Clerk was directed to notify the Health Physician to enforce City Ordinance No. 9, "Relative to House Connections with the City Sewers"

On motion of Alderman Slack the Mayor appointed the following Special Committee on Artesian Water: Aldermen Kelly, Slack and Badger.

Mayor Cobles presented the following report of expenditures during overflow:

To the Hon. City Council, El Paso, Texas June 5, 1891.

Gentlemen: I take pleasure in making you a statement of what was saved by High Water. I have drawn warrants upon the City Treasurer for $1,200, and have paid out for labor $1211.81. Twelve hundred and eleven and 81/100 Dollars. I herewith hand you time book and pay rolls.

(Signed) Richard Cobles, Mayor.

The report and accompanying papers were ordered filed

Regular Meeting, June 5, 1891, Continued.

Mayor Caples presented the following police appointments which were confirmed by the Board of Aldermen without objection:

William Caples, Chief of Police vice T. C. Lyons.

Chas. F. Reynolds, Policeman, to act as Capt. of Police, vice Chas. B. Dowd.

J. M. Kinne, C. R. Helm, T. R. Heustis, T. C. Lutterloh, James H. Boone and George Heorld as policemen of the first class.

On motion of alderman Badger the election of a city clerk was postponed until the next meeting or until such time as a full board of the Council is present.

Bills and Communications.

The Street Commissioners pay roll for week ending June 6th, 1891, amounting to $46.00, was read and ordered paid.

The bill of Officers of the District Court for costs in suits against El Paso Street property owners for street improvement taxes, was referred to the Finance Committee

The following petition concerning Second Street improvement was read and referred to the Streets and Grades Committee with power to act.

To the Hon. City Council. El Paso, Texas, June 2d, 1891.

Gentlemen: When the question of Grading and constructing sidewalks on Second and Chihuahua streets first came up we appeared before your Honorable body and stated that we did not wish to stand in the way of improvement, but that we did not consider sidewalks necessary West of Chihuahua street on Second street, nor South of Second Street on Chihuahua st. and that if these were left out we would not protest.

At a meeting of the Council held November 22, 1890, the committee on Streets and Grades made a report recommending such action, and their recommendations were adopted, as shown on page 291, book F of your minutes.

This we presumed, settled the matter, but we are informed that Mr Terry has instructions to proceed with construction of sidewalks on Second street, between Chihuahua and Leon Streets.

We would ask that the order be recinded, as it would not be acting in good faith with us, and would be an injury to our property, without being of benefit to any one, there being no travel there

McCutcheon, Payne & Co.
E. A. Stuart & Co.

A petition from the Edison Electric Light Company, asking permission to erect poles and put up wires along the public Streets and alleys of the City was read and referred to the Street Lighting Committee.

A petition from Mrs W. M. James, president of the Ladies Hospital asking the City for an allowance of $100. per month was read and referred to the Finance Committee.

New Business

The Council then proceeded to elect a recorder to act during the temporary absence of Judge Wm. M. Coldwell.

Alderman Dieter nominated James D. McKie, Alderman Slack nominated Frank E. Hunter and Alderman Solomon nominated Jas. E. Townsend.

On the first ballot McKie received 3 votes, Hunter 2, and Townsend 2.

There being no election another ballot was ordered with the following result:

McKie 4, Hunter 1 and Townsend 2.

Mr James D. McKie having received a majority of all the votes cast was declared duly elected.

The bids of B. E. Major and Stacy and Payne to grade and gravel San Antonio Street were read and referred to the Streets and Grades Committee.

Regular Meeting, Friday, June 12th, 1891.

Council Chamber, City Hall, El Paso, Texas.

The City Council met in regular Session at 8 p.m. Friday, June 12th A. D. 1891. Present, Mayor Richard Caples and the following aldermen: J. B. Badger, Anzi Berla, J. P. Dieter, Dan Kelly, Jas. N. Magoffin, Chas. T. Slack and A. Solomon. T. Abbott, Geo. S. Stewart.

The minutes of the last meeting (June 5th, 1891) were read and approved.

Reports of Officers.

Chief of Police Lyons submitted his report of collections for April, 1891, as follows:

From Vagrancy fines, Recorders Court,	270 "
" Lottery fines, " "	40 "
" Miscellaneous fines " "	48 "
Total,	358 "

Accompanied by Treasurer's receipt No. 286 4/5-91 (Signed) J. C. Lyons, Chief.

City Treasurer Fassett presented a report showing receipts and disbursements from February 18th to May 30th, 1891, as follows:

Cash on hand February 18th, 1891,	119005.9
Cash receipts, February 18, to May 31, 1891,	52520 "
Total,	64420 5.9
Disbursements, Feb. 18, to May 31, 1891,	39420 8.8
On hand May 31st, 1891,	24999.71

The reports of the Chief of Police and City Treasurer were referred to the Finance Committee.

(Alderman Stewart came in and answered to his name.)

City Attorney Clark, in behalf of the Finance Committee and himself, to whom was referred the petition of the "Edison Electric Light Company, Peter Wehner, Proprietor, reported favorably upon the petition and presented an ordinance which was read, amended, and adopted as amended" with the consent of two thirds of all the aldermen elected, as follows, by the following vote:

Yeas, Badger, Berla, Dieter, Kelly, Magoffin, Slack, Stewart and Solomon. 8. Nays, none.

An Ordinance
Granting Certain Privileges to Peter Wehner.

Whereas, Peter Wehner, under the name of the Edison Electric Light Company of El Paso, Texas, has made the following application, to wit:

El Paso, Texas, June 4th 1891.

To the Honorable City Council,
of El Paso, Texas.

Gentlemen: The undersigned, The Edison Electric Light Company, of El Paso, Texas, respectfully represents to your Honorable body that they are desirous of erecting an Electric Light plant in this city for the purpose of furnishing lights to such persons as may desire the same, and would, therefore respectfully ask permission to use the streets and alleys of the City for the purpose of erecting poles and wires, in such a way as not to interfere with the property rights of any one. Respectfully Submitted,

The Edison Electric Light Co. of El Paso, Tex.
Peter Wehner, Prop'r.

and **Whereas**, The City Council is disposed to encourage all bona fide enterprises, therefore,

Section 1. Be it ordained by the City Council of the City of El Paso, that the said Peter Wehner doing business under the name of the Edison Electric Light Company, of El Paso, Texas is hereby granted the right and privilege to use the streets and alleys of this city, for the purpose of erecting poles and wires, upon the terms and conditions, as follows:

First. That the privilege and rights herein guaranteed, is a personal one.

Second. That the said Peter Wehner shall not sell or convey, directly or indirectly, any of the rights or privileges herein granted, to any person, firm, company or corporation, without the assent of the City Council.

Third. That all poles to be erected, or wires to be strung, shall be erected and strung, under the supervision of the City Engineer of said City, and this without prejudice or injury to the property of others, or the convenience of the public.

Section 2. Be it further ordained that if the work of erecting said poles, and the stringing of said wires and the construction of said plant is not, in good faith, within a reasonable time from this date, commenced, and the same is not, within ninety days, completed and in operation, the rights and privileges herein granted shall be forfeited.

Section 3. Be it further ordained that the acceptance of the rights and privileges herein granted shall be tantamount to an agreement upon the part of the said Peter Wehner, to abide by, and perform all things herein required, by him, to be done and performed, and that any sale or transfer of said rights or privileges herein granted, either directly or indirectly, without the assent of the City Council, first had and obtained, to such sale or transfer, shall operate as a relinquishment and forfeiture of such rights and privileges.

Section 4. Be it further ordained that the said Peter Wehner shall not charge a maximum price of more than two dollars and fifty cents, ($2.50) each, for a sixteen candle-power, all night light, per month, which he guarantees to be of a stronger lighting power than the incandescent lights now furnished in this city; and for a hundred candle-power all night light, twelve dollars ($12.00) per month, and all other lights, in greater or lesser power, or for a lesser time than all night, in proportion.

Regular Meeting, Friday, June 12, 1891. Continued.

Section 5. Be it further ordained that the rights and privileges herein granted shall be for the period of twenty-five years.
Section 6. Be it further ordained that this ordinance shall take effect and be in force from and after its passage and approval

Health Physician Yandell reported that all "persons within Sewer limits had been notified to connect with City Sewers" and asked that the Fire and Water Committee be instructed to hear all protests, and pass upon the same: Also that the Sewer Commissioner be instructed to report, each week, all House connections made with Sewers.

On motion of alderman Magoffin the report was approved and the requests granted

Fire and Water Committee.

Chairman Solomon, from the Fire and Water Committee reported favorably upon the petition of O. T. Bassett, asking permission to remove "a small frame building on block eight (8) Campbell Addition, about one hundred feet"

On motion of alderman Magoffin the report was adopted and the petition granted.

Finance Committee.

Chairman Dieter from the Finance Committee reported bills of the Fire Department for expenses incurred from April 30th to June 12th, amounting to $314.60, and recommended that a warrant on the General fund be ordered in payment of the same

The report of the committee was adopted and warrant ordered.

The committee also recommended that an appropriation of $50. per month for one year, be made for the support of the Ladies Hospital; that a record be kept of all patients received in the Hospital on account of the City, each to be charged for at the rate of $1.25 per day, and should the amount of such charges during the year, exceed the sum of $600. then the City is to pay the excess.

The report and recommendations were adopted.

Streets and Grades Committee.

Chairman Kelly from the Streets and Grades Committee reported favorably upon the petition of Messrs McCutcheon, Payne & Co. and E. A. Stuart & Co. and recommended "that the sidewalk on West Second Street be stopped at Chihuahua street".

On motion of Alderman Solomon the report and recommendations were adopted.

On motion of alderman Berla the City Engineer was instructed to advertise for bids to construct an acequia flume on South Leon street

Bills and Communications.

The weekly pay roll of the Street Commissioner, amounting to $54. and that of the Sewer Commissioner for $4.00, both for the week ending June 13, 1891. were read and approved.

A petition from the Methodist Episcopal Church, South, asking a permit to connect the parsonage on North El Paso street with the City Sewer was read, and on motion of alderman Dieter, granted.

A petition from the Campbell Real Estate Co., W. J. Fewel and others asking the council to take steps to widen South Kansas street was read, and on motion of alderman Berla referred to the Sts. & Grades Com.

New Business.

Alderman Kelly introduced an ordinance "creating the office of Street Commissioner, defining his duties etc." which was read and referred to the Streets and Grades Committee

The following ordinance was read and adopted "with the consent of two thirds of all the aldermen elected", by the following vote: Yeas. Badger, Berla, Dieter, Kelly, Magoffin, Slack, Stewart & Solomon, 8 ways. nine.

No. 43. An Ordinance
Levying a Special tax on all Lots and pieces of ground, to the center of each Block fronting on St Louis Street from Florence street to Ochoa Street.

Section 1. Be it ordained by the City Council of the City of El Paso, that a tax of three hundred and eighty-four dollars and fifty-five cents ($384.55) be and the same is hereby levied to defray the cost of grading and graveling Saint Louis street, on all lots and pieces of ground, in and to the center of the blocks fronting on, or adjacent to and abutting upon the said St. Louis St. so improved, from Florence St. to Ochoa street.

Section 2. Be it further ordained that such taxes shall be due and payable from and after the passage of this ordinance, and if not paid within thirty days after such date, the same shall have added thereto a penalty of ten (10) per cent, and shall bear interest from the day of sale at the rate of twenty-five per centum per annum, to be computed on the tax, penalty and costs, as provided by section 141 of the City Charter.

Section 3. Be it further ordained that this ordinance shall take effect and be in force from and after its passage, approval and publication.

Alderman Magoffin moved to go into an election City Clerk. The motion was seconded by alderman Kelly.

At this point the proceedings were interrupted by Counsellor C. N. Buckler who called attention to the recent amendment to the City Charter in reference to the election of a City Clerk, and asked the council to take time to consider it carefully, before acting

After some discussion the motion was withdrawn and the Council adjourned

Approved

Richard Caples Mayor.

C. E. Bovee, City Clerk

Special Meeting, Monday, June 15th, 1891.

Council Chamber, City Hall, El Paso, Texas.

The City Council met pursuant to special call of the Mayor, at 12 M. Monday, June 15, 1891. Present, Mayor Richard Caples and the following aldermen: J. B. Badger, Amzi Berla, J. P. Dicker, Dan Kelly, Jas. W. Magoffin, Chas. F. Slack, Geo. S. Stewart and Adolph Solomon, 8. Absent none

The Clerk read the following call:

Mayors Office, City Hall, El Paso Tex. June 15, 1891.

Gs. J. B. Badger, Amzi Berla, J. P. Dicker, Dan Kelly, J. W. Magoffin
Chas. F. Slack, Geo. S. Stewart and Adolph Solomon,
Aldermen.

Gentlemen: You are hereby notified that there will be a special meeting of the City Council, to be held at the Council Chamber of the City Hall at 12 m. June 15th, 1891, for the purpose of investigating the clause in the city charter relative to the election of a City Clerk, and for the transaction of such other business as, to the Council, may be deemed necessary.

Given under my hand and the seal of the City, this, 15th day of June, A. D. 1891.

Richard Caples, Mayor.

Aldermen Dicker stated that he was not prepared to take up the question submitted for the action of the Council, and moved that action on the amendment to the city charter relative to the election of a City Clerk be postponed until the next regular meeting. The motion was seconded by aldermen Slack.

Aldermen Magoffin moved as an amendment that it is the sense of the city council that we have a right to elect a city clerk, and nominated Ben. S. Catlin for that office. The amendment was seconded by aldermen Kelly.

The amendment was adopted by the following, viz vote, the mayor voting Aye:

Yeas, Berla, Kelly, Magoffin and Stewart, 4. Nays, Badger, Dicker, Slack and Solomon, 4

Aldermen Dicker then nominated George E. Boyce, the present incumbent, for City Clerk.

Nominations having closed, a ballot was taken with the following result:

Ben S. Catlin, 4. Geo. E. Boyce, 4.

The vote being a tie, Mayor Caples voted for Ben S. Catlin, and he was declared elected

The mayor stated that he would be absent from the city a few days, and it might be well to elect a mayor pro tem.

On motion of aldermen Magoffin, aldermen Dan Kelly was elected to serve as mayor pro tem during the absence of mayor Caples.

There being no further business the Council adjourned.

Approved:

Richard Caples Mayor.

G E Boyce, City Clerk.

Regular Meeting Friday June 19th 1891

Council Chamber, City Hall El Paso Texas

The City Council met in regular session at 8 P.M. Friday June 19th 1891
Present, Mayor Richard Caples, and the following Aldermen. J.P. Dieter, Chas T. Slack. J.W. Magoffin. Dan Kelly. Anzi Berla. A. Solomon. George Stewart, and J.F. Badger. Absent none.

The minutes of the regular meeting of June 12th and the special meeting of June 18th 1891 was read and approved without objection.

City Attorney Clark reported that in the suit of Wyndham Kemp vs the City, the plaintiff had been awarded $800.00 damages to his property, on account of raising the grade of Magoffin Avenue, and recommended that the case be appealed.

On Motion of Alderman Solomon the City Attorney was instructed to take an Appeal from the judgement of the District Court.

The City Attorney further stated that the sewer in the Alley on the north side of Magoffin Avenue was almost useless and might be the occasion of further damage suits against the City.

On Motion of Alderman Magoffin the matter was referd to the Street and Grade committee, with instruction to report at the next meeting.

The City Attorney also stated that the Court of Appeals had dismissed the appeal in the suit of Mrs M.A. Cunningford for damages occasioned by the breaking of the Acequia bank Alleging as a reason that no Briefs had been filed, and recommended that an Attorney in Austin be employed to present the facts in the case and have the same reinstated

On Motion of Alderman Solomon the City Attorney was authorized to employ Counsel at a cost of not more than $25.00

The City Attorney also presented the following ordinances which were read and refered to the ordinance Committee.

"An ordinance imposing Certain duties upon the City Scavenger and to provide means for the inforcement of such duties"

An ordinance to prevent the encumbering of Streets, Sidewalks Alleys &c

Chairman Solomon, from the Fire and Water and St Lighting Committee presented a bill of the Gutta Percha Rubber Mfg Co for 1000 feet of Fire Hose at 70 cents per foot, amounting to $700.00 which was approved and warrant on the General Funds ordered

The Committee also presented the following report which, on Motion of Alderman Berla was adopted.

On account of not having the necessary material on hand to suspend all the lights in the Cisterns of the Streets, as required by the Council, the Committee had granted the Electric

Regular Meeting Friday. June 19th. 1891

Light Company thirty days more time to get the lamps in position and asked that their claims be allowed.

On motion of Alderman Birla the acts of the committee was approved.

Street and Grade Committee

Chairman Kelly from the Street and Grade Committee presented the following written report

El Paso Texas June 19th 1891

To the Hon City Council,

Gentlemen: Your committee on Street and Grade beg leave to report the following:

Favorably upon an "Ordinance creating the Office of Street Commissioner, defining his duties &c" and recommend it passage.

We recommend that the bids for grading and graveling San Antonio street be filed for 30 days; the contractors to have the privilege of withdrawing their bids, and have their Treasury receipts returned.

(Signed) Dan Kelly. Chairman
(") A. Salamon
(") J. B. Badger

On motion of Alderman Magoffin the report was adopted.

On motion of Alderman Kelly the following ordinance was adopted by the following votes.

Yeas Birla. Badger. Kelly. Magoffin. Slack. Stewart and Solomon. Nays. Alderman Dieter.

☆ An Ordinance

ORDINANCE NO.
Book "F" Page

43 1/2

AN ORDINANCE
Creating the Office of Street Commissioner.
Defining His Duties. &c.

THE

SECTION I. Be it ordained by the City Council of the City of El Paso that the office of Street Commissioner of the City of El Paso is hereby created. and shall be filled by the City Council in the manner provided by Section 13 of the City Charter.

SECTION II. Be it further ordained that the Street Commissioner shall have the general superintendence of all street repairs and improvements under the direction of the City Engineer and the Committee on Streets and Grades, and shall receive for his services a salary of Seventy-five dollars per month.

SECTION III. Be it further ordained that the Street Commissioner shall give bond in the sum of $500.00 dollars, conditioned for faithful performance of his duties. and shall file the usual oath of office with the City Clerk.

SECTION IV. Be it further ordained that whenever in the opinion of a majority of all the members of the City Council the services of Street Commissioner are no longer required. the office may be abolished

☆ This Ordinance entered in error see page No. 576 of this Book where it is regularly entered.

and cast as provided by section 1141 of the City Charter.
Section 3. Be it further ordained that this Ordinance shall take effect and be in force from and after its passage, approval and publication.
Approved June 13th 1891

Richard Caples. Mayor

Attest George E Bowe. City Clerk

El Paso Texas June 14th 1891

Chairman Solomon of the Special Committe on Parks reported that he had found the Fair Grounds property in much better condition than was expected and recommended that Mr Comstock be appointed at a salary of $20.00 Dollars per month to look after the property.
On motion of Alderman Badger the report and recommendations were adopted.

Bills and Communications.

A Bill for Interest on note of the El Paso County Fair association for six months from November 23rd 1890. to May 23rd 1891 @ 10 per cent per annum, amounting to $125.00 was read and refered to the Finance Committe.
A bill of James D. McKie for ten days service as acting Recorder during the absence of W. M. Coldwell, amounting to $11.10/100 was approved and ordered paid.
The payroll of St Commissioner Hudson amounting to $18.00/100 and that of the Sewer Commissioner for $3.00 both for the week ending June 20th 1891 were read and approved.

A petition of Chas M Ferrari asking "permission to connect the premises No 701 North Oregon Street, (being the property of the Catholic Church) with the public Sewer, without payment of the usual fee." was read and refered to the Street and Grade Committe.
The petition of W C Madden, City weigher, asking the Council to purchase a ten ton combination balance scale for the City's use, was read and refered to the Finance Committe.
The petition of Messrs Hempstead and Jones asking the Council to pay upon their claim for damages as speedily as possibly was read and ordered filed.
The petition of the E. H. & S. A. Railway Company asking permission to enclose Noble, Brown and Newman Street where the same crosses the tracks for the purpose of establishing a coal

Regular Meeting Friday. June 19th. 1891

...to get the lamps in
...allowed.
...the committee was-

...Committee presented

...ne 19th 1891

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...Antonio
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...adopted.
...ce was

...and

...to the
center of each block fronting on St Louis Street from Florence Street to Ochoa Street

Section 1. Be it ordained by the City Council of the City of El Paso that a tax of Three Hundred and Eighty-four Dollars and fifty five cents ($384-55) be and the same is hereby levied to defray the cost of grading and graveling on St Louis Street, on all lots and pieces of ground in and to the center of the blocks fronting on or adjacent to and abutting upon the said St Louis Street so improved from Florence Street.

Section 2. Be it further ordained that such Taxes shall be due and payable from and after the passage of this ordinance and if not paid within thirty days after such date the same shall have added thereto a penalty of ten (10) per cent and shall bear interest for the day of sale at the rate of twenty five (25) per centum per annum to be computed on the Tax penalty

☆ This Ordinance entered is an error see page no 576 of this Book where it is regularly entered.

and cast as provided by section 1141 of the City Charter.
Section 3. Be it further ordained that this Ordinance shall tak effect and be in force from and after its passage, approval and publication.
Approved June 13th 1891

Richard Caples. Mayor

Attest George E Bowe. City Clerk

El Paso Texas June 14th 1891

Chairman Solomon of the Special Committe on Parks reported that he had found the Fair Grounds property in much better condition than was expected and recommended that Mr Comstock be appointed at a salary of $20.00 Dollars per month to look after the property.

On motion of Alderman Badger the report and recommendations were adopted.

Bills and Communications.

A Bill for Interest on note of the El Paso County Fair association for six months from November 23rd 1890. to May 23rd 1891 @ 10 per cent per annum, amounting to $125.00 was read and refered to the Finance Committe.

A bill of James D. McKie for ten days service as acting Recorder during the absence of W. M. Coldwell, amounting to $11.10/100 was approved and ordered paid.

The pay-roll of St Commissioner Hudson amounting to $18.00/100 and that of the Sewer Commissioner for $3.00 both for the week ending June 20th 1891 were read and approved.

A petition of Chas M Ferrari asking "permission to connect the premises No 701 North Oregon Street, (being the property of the Catholic Church) with the public sewer, without payment of the usual fee." was read and refered to the Street and Grade Committe.

The petition of W C Madden, City weigher, asking the Council to purchase a ten ton combination balance scale for the City's use, was read and refered to the Finance Committe.

The petition of Messrs Hempstead and Jones asking the Council to pay upon their claim for damages as specially as possibly was read and ordered filed.

The petition of the C. M. & S. A. Railway Company asking permission to enclose Noble. Brown and Newman Street where the same crosses the tracks for the purpose of establishing a coal

Regular Meeting Friday June 19th 1891 Continued

material yard, was read and refered to the Street and grade committe.

On motion of Alderman Berla the action of the City Council, taken at a special meeting held June 18th 1891 in electing a City Clerk was approved.

Mayor Caples presented the bond and oath of Office of Ben S. Cattin, as City Clerk, which was read and on motion of Alderman Kelly, approved.

Official Bond of City Clerk B.S. Cattin

State of Texas }
County & City of El Paso }

Know all men by these presents, that we Ben S. Cattin as principal and W. H. Long and R. T. Johnson as sureties are held and firmly bound unto the Mayor of the City of El Paso, and his successor in Office, in the sum of One Thousand Dollars ($1000.00) for the payment of which, well and truly to be made, we hereby bind ourselves our heirs, executors and administrators, Jointly and Severally firmly by these presents.

The conditions of this obligation is such, that whereas the above bounden B.S. Cattin has been elected by the City Council of the City of El Paso: Now if the said Ben S. Cattin shall well and truly perform all the duties incumbent on him under said Election, then this obligation to be void, otherwise to remain in full force and effect.

Witness our hands this 19th day of June AD 1891

(Signed) B.S. Cattin
(") W. H. Long
(") R. T. Johnson.

I hereby approve the form of this bond this 19th day of June AD 1891. Leigh Clark. City Attorney.

There being no further business the Council adjourned.

Approved. B.S. Cattin. City Clerk

Richard Caples Mayor

Regular Meeting Friday June 26th AD 1891

Council Chamber. City Hall El Paso Texas

The City Council met in regular session at 8.30 PM. Friday June 26th AD 1891.

Present. Richard Caples Mayor. and the following Aldermen: Dieter. Slack. Magoffin. Kelly. Berla. Salamon. Stewart. and Badger

City Clerk: The Mayor requested the Clerk to read the minutes of the previous meeting, the Clerk replied that the Ex City Clerk George E Bowe refused to turn over to him the Records. papers and Keys of Office, whereupon Alderman Magoffin offered the following Resolution.

Be it resolved by the City Council, that Mr G. E. Bowe late City Clerk of the City of El Paso, El Paso County Texas. be and is hereby ordered to turn over to Mr B. S. Catlin his duly qualified successor, all documents and property of whatever nature he may have been intrusted with during his term of Office belonging to the City. Resolution adopted.

Alderman Salamon, suggested the definite settlement of Clerkship question, as there seemed to be two.

Mayor Caples stated that City Council recognized but one City Clerk, and that was B. S. Catlin.

Alderman Magoffin moved that the Mayor order an Officer to demand of Mr Bowe the Minutes. Seal records &c pertaining to Office of City Clerk. Adopted, and Officer Kime was ordered by the Mayor to make such demand.

Officer Kime reported, that demand had been made upon Mr Bowe, who declined to deliver, Minutes, seal records property &c, pertaining to Office of City Clerk.

Council then proceeded to regular business without reading of the minutes; the Mayor calling for Reports of Officers

City Attorney Clark, reported that he had lost the case in District Court, of Wyndham Kemp vs City of El Paso and recommended that the cause be appealed. and was so ordered.

Report of City Treasurer, reported back favorably from Finance Committee, and ordered filed.

Report of Assessor and Collector for May and April 1891 reported back favorably from Finance Committee. and ordered filed.

Report of Chief of Police. of Collections for month of

Regular Meeting Friday June 26th 1891 Continued

April 1891, ordered filed. Amt of fines Collected $358.00
Report of Street Commissioner for work done on Mesa Ave and San Antonio and Oregon Streets, repairing Sidewalks Bridges &c was approved.
Report of Sewer Commissioner, showing the following connections, was read and ordered filed El Paso June 19th 1891
To the Hon'l Mayor, and City Council of the City of El Paso
Gentlemen;
I have to report the following buildings connected to main sewer lines to Date.

Lightbody & James	Taylor Shop.	W Overland Street
E. A. Sutcliff	610	Myrtal Street
F. P. Devoe	409	N. El Paso Street
W. W. Mills	105	San Francisco Street
Mundy Bros	Cor	Leon & Sonora Street
Mrs Leahy	300	West Overland Street

Respectfully Submitted
M. C. McGlennon
Sewer Commissioner

Finance Committee
Chairman Dieter, submitted the following, which was signed by all members of Finance Committee:
We, the Finance committee, recommend that no contract be let for sprinkling the Streets, but instead that the City purchase four sprinkling carts of the latest improved make, that we advertise for bids for teams and drivers to apperates the same, under direction of the committee on Streets and Grades and Street commissioner, and that his Honor the Mayor will name a committee with authority to conclude contract with the El Paso Water Company to furnish water for sprinkling carts for one year, at a rate not to exceed seventy dollars per cart, per month, for all the water they can haul, as per propersition submitted herewith by Superintendent Watts of the Water Company.
Report approved and recommendation ordered carried out. The following Alderman were appointed as a committee by the Mayor in conformity to recommendations.
Special Com J. P. Dieter. George S. Stewart and Amzi Berla.
El Paso Texas June 11th 1891
To Finance Committee
El Paso.—
Gentlemen

As per your request, I herewith submit proposal to furnish Water to sprinkling Wagons: to be owned and operated by the City:- We will furnish Water to Four (4) or more sprinkling Wagons of a Capacity of 500 Gallons each, and not limit them to number of loads, to be drawn by one team each, at a rate of $70.00 per month for each Wagon for one year.

No credits for wet or rainy days.-

Respectfully Yours
W. H. Watts. Supt
El Paso Water Company

The following Bills, were allowed and ordered paid

Chas Lesinsky (per S. J. Trunduchral, Agent) Interest on Note of El Paso County Fair Association from Nov 23rd 1890 to May 23rd 1891 at 10% per Annum.	$125 00
Herwell Brown. District clerk. costs in District Court	63 05
El Paso Gas Electric Light and Power Company for May 1891	468 00
" " " " " " " " " January "	429 00
" " " " " " " " " " "	414 80
" " " " " " " " " May 1891	30 40
" " Water Company	
Strct Commissoner for work, week ending June 27th 1891	48 00

The City Treasurer was authorized to forward money to New York to meet interest on Sewer bonds due, including exchange Commission of Bank, and for Telegram - Total Amt $704.10, for which a warrant was ordered drawn.

Ordinance Committee

Chairman Stewart, reported back favorably upon Ordinance imposing certain duties on City Scavenger, and providing for their Execution, also an ordinance preventing the obstruction of Streets and alleys.

Strct and Grade Committee:-

Chairman Kelly, recommended that Noble Street crossing on the G. H. & S. A. railroad, be vacated for ten years, and the road authorized to inclose same with consent of adjacent property owners.- Adopted:-

Chairman Kelly, also recommended the opening of Kansas Street west of the Court House and that the City pay owners Fifty Dollars per front foot for said Street, and the same to be raised by levying a Tax upon the beneficiaries. Referred

Regular Meeting Friday June 26th 1891 Continued

back to Street and Grade Committee, in conjunction with City Attorney to investigate; confer with property owners and report back at next Friday night as to costs &c.—

Chairman Kelly recommended that the residents along the line of the sewer, in Alley North of Magoffin ave be not compelled to connect until the City can change the Sewer to a lower grade—

Adopted:—

Permission granted Pastor of North Oregon Street Catholic Church to connect his home with sewer, free of charge:—

The ten per cent penalty assessed against property owners on South Leon Street for being delinquent on paying for Street improvement, was ordered refunded.

Aldermen Dietz recommended that bids for City printing be asked by Council, to be submitted, next Friday night.— adopted

Petition of City Weigher W. C. Maddox for new scales was ordered tabled

Resolution Endorsing Frank P. Clark

Upon motion of Alderman Magoffin the following Resolution was adopted:

Resolved that it is with regret that we are informed of an effort on the part of certain persons in this community to malign the character and injure the reputation of Mr Frank P. Clark the Collector of Customs here, so that his removal from that Office may be accomplished. Mr Clark has resided in this City for the past 15 years and we know of nothing either against his private life or character or against his record as a public Officer, and we now hear of such things for the first time, and shall be loth to believe them. We declare that our respect for and confidence in him is unshaken and that the City Clerk be directed to furnish Mr Clark a copy of this resolution, and he also send a copy to the Secretary of the Treasury:—

44 An Ordinance

Encumbering of Streets, Sidewalks, Alleys &c

Be it ordained by the City Council of the city of El Paso

Section 1

It is hereby made the duty of all persons to keep all weeds, filth and rubbish from the Streets, Sidewalks, alleys and Gutters in front or on the side, or in the rear of premises

or abutting on the premises owned or occupied by them
Section 2.- Be it further ordained that any person violating any of the provisions of Section 1 of this ordinance shall be guilty of a misdemeanor and on conviction thereof shall be fined in any sum not to exceeding twenty five Dollars.
Section 3. Be it further ordained that this ordinance take effect and will be in force from and after its passage.
Approval and Publication.
Approved June 26th 1891
attest
B S Martin City Clerk
El Paso Texas June 29th 1891.

Richard Caples
Mayor

45. An Ordinance
Imposing Certain duties upon the City Scavenger; and to provide means for the enforcement of such duties.
Be it ordained by the City Council of the City of El Paso.-
Section 1. That the duty of enforcing the ordinance relative to Dogs and the muzzling of the same is hereby imposed upon the City Scavenger.
Section 2. That when ever it shall come to the knowledge of the City Scavenger that any dog, male or female over the age of six months is roaming or running upon the Streets or commons, of said City that it shall be the duty of the City Scavenger to impound the same as provided by said Dog ordinance approved on the - day of 1891.
Section 3. If any person in this City shall allow any dog to run at large or shall have said dog upon the Streets, or public grounds of or place in this City without being muzzled as provided by said ordinance, such persons upon conviction thereof shall be fined in any sum not less than two dollars nor more than ten dollars or imprisoned not less than two days nor more than ten
Section 4- If any person or persons shall in any manner impede or resist the City Scavenger in his effort to catch any dog which may be found upon the Streets or any of the public grounds within the City limits, he or they shall be fined as hereinbefore prescribed in Section three of this ordinance.
Section 5. Be it further ordained that this ordinance take effect and be in force from and after its passage approval and publication.
Approved June 26th 1891. (Signed) Richard Caples
attest B. S. Martin City Clerk Mayor
El Paso June 26th 1891

Repealed - Book H. p. 66

Regular Meeting, Friday June 26th 1891 Continued

There being no more business appearing to the Council it then adjourned.

Approved.

P. S. Carlin

Mayor

City Clerk

Regular Meeting Friday July 3rd 1891
Council Chamber City Hall Eldora

There being not a sufficient number of Aldermen present to constitute a Quorum there was no meeting of the Council.

Attest P. S. Carlin

Richard Cobb Mayor,

City Clerk