Council Room May 8th 1885

Regular meeting of the City Council above date. Jos Magoffin Mayor in the Chair directed the roll called. present Aldermen. Dougher Dieter Bassett. Buchanan and Hills. Marshal Boring also present.

Minutes of preceding meetings read and adopted. The petition of Kneeland. Harrison. Glenn and Currie. in reference to certain property of theirs to wit: Lot 30. Block 5, Mills Map, which is claimed to conflict with Oregon St also other property of theirs which conflicts with Texas St, was read, and the same on Motion Carried was refered to the Comm on Streets Grades &c. with instruction that the Comm have the City Surveyor ~~to~~ make necessary survey ~~made~~. and report to Council at its next meeting.

Communication from El Paso Fire Dept presented informing the Council of the election by Fire Dept of Chas C Kieffer Chief of said Dept and asking that the Council confirm said election. also of a Resolution adopted by Fire Dept. calling the attention of Council to the matter of electing Officers for said Dept for a term of one year only. Moved & seconded that the action of the Fire Dept as to the election of Chas C Kieffer Chief of said Dept be approved and that he is hereby declared duly elected Chief of said Dept. Carried. Move that the resolution of the Fire Dept. be refered to Comm on Fire & Water Carried.

Resignation of Ben F Levy Asst Chief of El Paso Fire Dept. presented and on Motion Carried. same was accepted. The reports of Marshal and Clerk for Apl 1885. presented and refered to Comm on Finance.

Account of Ed Johnson $87.00 Hospital nurse. refered to Finance Comm.

Motion Carried. to refer the matter

of insuring the Hospital Building. to the Finance Com^ee.

The following Ordinance presented and read. To wit:

An Ordinance requiring the owners of property on El Paso Street, on both sides of the same, between the head of El Paso Street at its intersection with San Francisco Street and the Little Plaza, and the north line of fifth Street, to build permanent side walks abutting their property respectively, when they have not already been built, within 60 days from the passage of this Ordinance.

Sec 1 Be it ordained by the City Council of the City of El Paso Texas. that it is necessary for the public interest that good and substantial side walks be made and built, on the east and west sides of El Paso Street, beginning at the north side of fifth Street and along the line of said El Paso Street to the Little Plaza. on the easterly side of El Paso Street, and to the intersection of San Francisco Street on the Westerly side of El Paso Street. provided however that it shall not be necessary for any owner within said limits to build or make any side walk when permanent or durable side walks have already been made. or when they may hereafter be made of brick. flag stone. asphaltum or cement. within said limits. and provided also that no dirt or gravel or sand side walks shall be made within said limits.

It is therefore Ordained that such side walks be, and the same are required to be built and made by the owners of property fronting on said easterly side, and on said Westerly side of El Paso Street. (if not already made and built) between said fifth and San Francisco Street and Little Plaza. as aforesaid and to have the same completed within 60 days from the passage of this Ordinance. in front and abutting their property respectively. as follows,

That said sidewalks shall be made of plank one and a half inches in thickness and stringers two by four inches. that said

sidewalks shall be laid according to the grade of said El Paso Street, so as near as practicable, within the discretion of the Comm on Streets & Grades, and the City Engineer. Beginning at aforesaid on the North line of Fifth Street, thence North along both sides of El Paso Street to said Sitio Plaza on the east side and San Francisco Street on the west side. Said sidewalks to be built to be well secured by strong and sufficient fastenings on the inner side & the outer line of said sidewalks shall be set and marked under instructions from the City Engineer, with good crossings on the line of said sidewalks at all intersections Streets & alleys, posts four inches by four, and five feet in length, and sunk two feet in the ground, shall be placed at each corner of such intersections crossings, said crossings and posts to be made and paid for by the City.

Sec 7. The cost of construction of said sidewalks shall be paid by the owners of the lot or part of lot or block fronting said sidewalks, and collected if necessary by the sale of the lot, or parts of lot, or blocks on which it fronts, together with costs of collection

Sec 8. It shall be the duty of the Marshal, to notify the owners of property or their Agents fronting on said El Paso Street on both sides of said Street between said points, who are required to make and build side walks as set forth in section 1, of this Ordinance, and should the owners of said property fail or neglect to construct said side walks within 60 days, the City Engineer shall estimate the cost of construction and report the fact to the City Council, who shall then contract for its construction, and when completed shall render the cost to the City Assessor & Collector, who shall assess the same as a tax upon the property on which sidewalks front, and give notice

to the owners thereof, within one week after said sidewalks are completed, by advertising in the Official Journal of the City, and by posters, that said taxes are due and payable, and may be paid within ten days after such publication and if not paid he shall proceed to collect the same, that after the expiration of said ten mentioned ten days, the said Assessor & Collector shall levy on so much property of such owners on which taxes have not been paid, as will be sufficient to pay the same, and the notice of sale, as is required in the sale of other taxes shall be given, and if the tax is not paid before the day of sale, the said Assessor and Collector shall sell said property, in the manner and under the circumstances, and to the same extent, and subject to the same conditions which are or may be provided for by the Charter and Ordinances of said City for the sale of real estate in the City of Ft Dodge, charged with the payment of taxes imposed by said City, And the City Assessor & Collector shall execute a deed to the purchaser at any such sale which shall convey a good title, and the balance of proceeds of sale after paying the amount due the City, and cost of sale, shall be paid by the City to the owner. And the taxes so levied and assessed, shall be a lien upon the property until the payment of the same

Sec 4 The City Engineer and Comm on Streets & Grades shall superintend the construction of all said sidewalks hereinabove required to be constructed

Sec 5 That this Ordinance shall be in force and in effect from and after its passage and publication.

Moved & Seconded, that the foregoing ordinance as read be adopted, Carried,

Moved & Seconded that the Petition of Mr Healey be referred back to Comm on Streets Grades & with instruction to report at next meeting Council.

A resolution by Alderman Buchanan in regard to the sale of Ten $100. Bonds of the Sewerage

& Drainage Series was presented, and motion carried said resolution was referred to the Finance Comm Council, on motion carried, adjourned until Tuesday morning next at 10. A.M.

Attest
O B Beall
Clk.

Mayor

Council Room
May 12. 1885. 10. A.M.

Council met above date pursuant to adjournment. Jas Magoffin Mayor. in the Chair directed the roll called. present. Aldermen. Daugher. Dieter. Schuster. Hills. Buchanan and Bassett, also Marshal Boring.
The following report of Comm on Streets Grades &c upon the Petition of Jas B Fraley asking permission to extend side track on Third Street. was made in writing. to wit:

May 12 / 1885

The comm on Streets and Grades, recommends that the within request be granted, provided all others parties can use said track if needed.

(Signed.) O T Bassett
Jas Daugher

Moved & Seconded, that the petition be granted as recommended by the Comm and that the City Atty is hereby instructed to draft an ordinance granting said franchise.
Carried by falling vote. Daugher aye. Dieter aye. Schuster aye. Hills aye. Bassett aye Buchanan aye.
Council on motion carried, adjourned

Mayor.

Attest
O B Beall
Clk

Council Room May 15th 1885

Regular meeting of the City Council above date. Alderman Buchanan Mayor Protem, in the Chair, directed the roll called, present Aldermen Daugher, Dieter, Schuster, Hills and Bossett also Marshal Boring.

Minutes of the preceding meetings read and adopted.

Communication from Fire Dept read notifying the Council of the election of M H Slawson, Foreman, and Louis Tamegas Asst Foreman of El Paso Hose Co. Moved & Seconded, that the election by the Hose Co. of the above named Officers, be and the same is hereby approved. carried

The Comm on Fire & Water to whom was referred the communication of Fire Dept asking that the election for officers of said dept. be for the term of One year. report as follows.

"The Comm on Fire & Water recommend that the amendment of the Ordinance referred to in the within petition be made, but the said term be for two years instead of for one." May 15 1885

(Signed) Wm S Hills

Chm for Comm

O T Bossett

B Schuster.

Moved & Seconded that the report be adopted carried.

The following Ordinance present and read, to wit:

Be it ordained by the City Council of the City of El Paso Texas That whereas James B Fraley did on the 9th day of May 1885 file his petition for permission and right of way to construct a switch or side track on the S.E. corner of 3rd and Chihuahua streets to connect with the railroads in said City for his own private use and benefit in his business, and whereas the Comm on Streets and Grades recommended that said petition be granted provided that said privilege shall not be exclusive. therefore be it Ordained that James B Fraley for business purposes be granted, and he is hereby granted the privilege of constructing and maintaining a Railroad Switch and extending

the present side track now on third street across Chihua-
-hua street to and along side of his property on third
street, provided however that the use of said track
shall not be exclusive, and that the right to extend
the same is reserved, and provided further that said
switch shall be so constructed and used as to int-
-erfere as little as possible with ordinary travel and
use of said streets, and provided further that the
Grantee herein shall construct and keep in repair
suitable crossings at the intersections of said streets
and any alleys, ditches, sewers and culverts that
may hereafter exist, on said extension, to be by
him made, under such orders as may be hereafter
given in regard to said extension by the City
Council

That this ordinance go into effect from and
after Passage.

Moved & Seconded that the ordinance as read be
adopted, carried.

Moved & Seconded, that Dr Alexander be allowed
the sum of $500.00 in City Warrants for his
lease interest claimed by him in certain property required
for the opening of Oregon Street. Lost
by the following vote. Alderman Daugherty aye
Dietz no. Shuster aye. Hills no. Bossett no.
Buchanan no.

Council on motion carried, adjourned

Attest
O B Beall
Clk.

Mayor Pro tem

Council Room May 22, 1885

Regular meeting of the Council above date. S.H. Buchanan Mayor pro tem. in the chair. directed the roll called. present Aldermen Dieter and Bossett. Then being no quorum present. Council adjourned until Monday evening 25th inst 7 - 30 P.M.

Attest
O B Beall.
Clk.

Mayor pro tem

Council Room May 24th 1885

Council met pursuant to adjournment above date. Jos. Magoffin Mayor in the chair. directed the roll called. present. Aldermen Schuster. Hills. Dieter, Buchanan also Marshal Boring. Petition of George Boggs in reference to building a flume under Oregon Street through which to convey the water of the Acequia, was read. Moved & seconded, that the petition be granted and that the City Atty be instructed to draft the necessary Ordinance or resolution, carried. Council adjourned.

Attest
O B Beall
Clk.

Mayor

Council Room May 29. 1885

Regular meeting of the City Council above date.
The Mayor in the Chair directed the roll called.
Present Aldermen Deiter. Hills. Bassett & Buchanan.
also Marshal Boring.
Minutes of Preceding meetings read and appro-
-ved.
Petition of S C Slade. Frank P Clark and others
in reference to the prevention of buildings being
erected on what is known as first Street was
presented, And on motion carried same was referred
to Comm on Streets Grades &c.
Communication from Fire Department informing
Council of the election of W H Tuttle as a
Chief of said Dept. was read.
Moved and seconded. that the action of the
Fire Dept be and the same is hereby approved.
and that W H Tuttle be and he is hereby
declared duly elected to said position
to continue in Office for the unexpired
term of B F Levy resigned. Carried.
Report of Chs T Race M.D. C. P. & H. O. with
memorandum of Unsanitary places read and
referred to Comm. On Health.
Draft of an Ordinance by City Physician
concerning mortuary statistics presented. and
On motion Carried same was referred to
the Comm on Ordinance.
The following Ordinance read.
Whereas George Baggs resident tax payer of
this City and having certain property on
Oregon Street, through which & through & across
said street at that point he desires to build
a flume to convey the water of the Acequia
at said point to enable him to improve
his said property, in consideration of which
he agrees on his part to build said
flume so that it will be of sufficient
capacity to readily convey all the water
of said Acequia without damage to any
person or property, and to be so laid
across said Oregon Street as not to impede
obstruct or interfere with the use of said

street for street purposes of all kinds, and to save the City Harmless on account of all damages that might possibly accrue from the maintenance of said flume, therefore be it Ordained by the City Council of the City of El Paso. That George Briggs be permitted to construct said flume at the point indicated and when it is now being built or Organ Street, under the foregoing considerations, provided however that this Grant shall not be understood as relieving in future the right of the City Council to abolish, regulate or change said flume in any way that might be required by the public good.

This Ordinance to take effect from and after passage.

Moved & seconded. That the Ordinance as read be adopted, Carried.

The following Resolution & Communication presented by Alderman Sieber,

Be it Resolved by the City Council of the City of El Paso, that the following communication be sent to the Hon Commissioners Court of El Paso Co. To be signed by the Mayor, and attested by the City Clerk under the seal of the City.

To the Hon J A Buckler
And the County Commissioners of
El Paso Co Texas.

Believing that the public interest demand a thorough and speedy investigation in the alleged frauds in regard to the building of the Court House under the contract with Britton & Long, and under the supervision of Alfred Giles Architect, we have the honor to request that a thorough investigation be made into said charges, and that it be made at once with the least possible delay with the view that if said allegations and charges be true that all summary means that can possibly be employed shall be inaugurated to protect the County by the Hon. Commissions Court.

With great respect &c.

Moved & seconded. The said resolution be adopted. Carried by the following vote.

Sicke- qu. Hillis-ka- Bossen-na- Buchanan - qc -
Ald Magrath in Mayor- na -,
The Finance Com's report as follows upon the Statement of City Treasr Col. James A Ashford.
Your Com'e have the honor to submit the annexed report of the Collector's affairs and Statement of financial settlement, which we find to be correct in as far as moneys are under the Control of this Body and would recommend- That the School Board be requested to examine and report on School moneys further recommend the approval of the settlement with Collector Ashford for this year & annexed.

(Signed) J P Wilson
D W Buchanan
Wm. D. Hillis

The following is copy of the Statement:

To delinquent Rates 1883	1661 33	Deposits with W & Am Ins	1734 05 3	
Gen'l Fund " 1884	86-91 87	" " D & A McKinlay	1681 41 6	
School " 1884	1718 30 7	Bank Credit on last year Exhibits"	64 71	
Sinking Fund 1884	1123 72	Errors on Roll 1883	92 88	
Supplementary 1884	321 41	Errors sequela list page 4	55 61	
Unknown 1884	47 96	Allowing keeping of Unenumerables	14 83	
Poll Tax 1884	30 05	Salaries sequela list page 4	260 95	
Occups. " 1884	500 60	D A Mackay	321 46	
Dog " 1884	156	Remissions as paid but not collected. 98.08	403	
Irregular Rates 1884	327	Less Com's. 4.60	880	
" Occupn Tax 1884.	2150	From sequela list 1st page 1	88 03	
Delinquents 1882 & 1883	92 88	" " " " 2	87 21	
		" " " " 3	1062	
		" " " " 4	219 26	
		Rebate to Gen'l Fund Com's for delinquents 1883. G. Fund 2.74	172 44	
		School 60.16	56 98	
		City Ass. 29.57		
		Poll 1.75		
		Occups 2.80	70 42	
		Com's, Collecting 1884		
		G-F 204.69		
		School 867.27		
		City Ass. 1426.13		
		Poll 17.75		
		Occups 50.28		
			1768 62	
		By Balance	50 74	
	3798 36 4		3798 36 4	

May 16 To Bal. due City 50 74
made good by draft subject to correction if an error.

Moved and seconded. That the report of Com'e be adopted. and the settlement with the amount received. as shown above is hereby approved. Carried.

The Committee on Finance report upon the following claims and accounts and they recommend the payment of the same. viz:-

of the different funds as follows, viz:

Smith & Hill vs. Shortening piles for Jail. Gen F. Warrant 175

W. C. Edwards. Lumber for Street purposes. G.F. Jan 26. Feby 6. March 9, 24 86

J. B. Calvin. Rent Fire Dept. Jan 1st Feby 1st. Feby 1st To 9/C 16. Gen. F. 77 60

J. J. Crawford. Repairing Bridge. Feb 20. G.F. 24 17

Ben F. Levy. Mdse for Hospital. Jan 31 to Feb 16. Special Hosp. Fund 7 75

E. N. Johnson. Western City Hospital 7th Feby to 30 April 1916. 37 00 each op Hosp. Fund. 2508

Moved & Seconded. That warrants be drawn in favor of above named parties to cover said claims. Carried.

Finance Com. recommend adoption of the following, viz:

Resolved that the Mayor be requested to sell at par Ten (10.00) Bonds of the Sewerage and Drainage Series with all matured coupons cut off and destroyed. And that the City Treasurer be empowered and instructed to redeem for cancellation any bonds that may be found to be outstanding of the Sewerage and Drainage series which the holders are willing to surrender at par, using for such purpose any available moneys in the interest & sinking fund.

And be it further resolved that the sum of Nine hundred and fifty three and 96/100 dollars of the moneys realized by the sale of said Sewerage & Drainage bonds be returned to the Special Salary fund from which the same was borrowed in the year 1912, and used for drainage purposes, any moneys remaining, to be set apart as a Special fund to pay any necessary Sewerage & Drainage.

Moved & Seconded that the resolution be adopted. Carried,

Moved & Seconded. That the Mayor retain in his hands the sum of $5.00 each month, out of the fines collected by the Mayor Court. said sum of money to be expended by the Marshal for lights for City Hall and other necessary expenses. And that the Marshal make report on 1st of each month to Finance Com. showing for what purpose said money has been expended. Carried,

The following resolution presented by Alderman Hill. Resolved that the City Engineer be requested to make an estimate of the number of Cubic yards of filling which may be required to fill to grade, Be Pond Street from the acequia to Smith

Street.
Moved & seconded that the resolution be adopted - carried.
Council on motion, carried adjourned

Attest
O B Beall
City Clk.

Mayor

Council Room June 5th 1885

Regular meeting of the Council above date.
Jas Magoffin Mayor in the chair directed the roll called. Present Aldermen Dieter, Hills, Gossett & Buchanan. Marshal Boring also present.
Minutes of preceding meeting read and approved.
Alderman Dieter, moved a reconsideration of the resolution adopted at last meeting in reference to the sale of ten Sewerage & Drainage bonds. Which motion was duly seconded and carried.
Moved and seconded that the resolution directing and empowering the Mayor to sell Ten ($100) Bonds of the Sewerage & Drainage series adopted at last meeting of Council be and the same is hereby amended so as to read. Seven ($100.00) Bonds of the Sewerage & Drainage series, instead of Ten ($100.00) Bonds of the Sewerage & Drainage series, and that the funds derived from the sale of said Seven ($100.00) bonds be appropriated for the purposes mentioned in said former resolution. Carried.
Moved and seconded that the Comee on Streets Grades &c be and they are hereby requested to confer with the owners of property along the alley back of the Mundy Block and ascertain how many of the Sewerage and Drainage bonds they will subscribe for. and should they subscribe for $2500.00 of said bonds. Then the Comee are hereby empowered to contract for the necessary pipe to construct ~~said~~ a sewer along said alley to the river - and also the Comee are empowered to contract for freight rates at once, Carried