Council Room
Sep 8th 1883.

Council met this A.M. 11 o'clock. Hon. Jos Magoffin Mayor in the Chair. Who ordered the roll called - the foll. members present.

Joseph Magoffin Mayor
Aldermen Buchanan. Dietz. Bassett and Schuster
Asst Marshal Harris.

The Mayor announced a Quorum present -

Moved and Seconded. That the Council adjourn until Monday Sep 10th 3 o'clock. P.M. Carried.

Approved -
Joseph Magoffin
Mayor -

Attest -
O B Beall City Clk.

Council Room.
Sept 10th 1883.

The Council met pursuant to adjournment above day and date - The Mayor directed the Clerk to call the roll. The following members present.

Mayor Jos Magoffin.
Aldermen Deitz. Hougher. Buchanan and Schuster. The Mayor declared a quorum present -

On motion. Seconded. and carried. The Council adjourned until 10 o'clock A.M. the 11th day Sep. 1883.

Afrd adjournment agreed to on account of the illness of Alderman Schuster.

Approved
Joseph Magoffin
Mayor

Attest -
O B Beall
City Clk.

Council Room
El Paso Texas. Sept. 11th 1883.

The City Council met pursuant to adjournment above day and date - the Mayor called the Council to order and directed the Clk to call the Roll -
The following members of the Council present -
His Honor Mayor Joseph Magoffin in the Chair
Aldermen. Dieter. Daugher. Schuster and Buchanan
Asst. Geo Harris. Chief of Fire Dept. Chs Pierce.
The Mayor announced a quorum present. and the Council proceeded to business.
The following Report of the Finance Comm read.
Viz.

To the Hon. Mayor & Council
Of the City of El Paso

Gents. Your Comm on Finance return a large number of demands. with endorsements thereon of the views of your Comm in the respective cases. In the demand of the City Water Co we would ask for further time.

Signed J H Buchanan
J P Dieter

During the discussion arising upon the various accounts reported on by the Comm the hour for adjournment arrived. and on motion - Carried. the Council adjourned until 4 Oclock P.M. - above day and date

The Council met pursuant to adjournment at 4 Oclock P.M. - above day and date - the Mayor ordered the Roll called - and the following members present -
His Hon. Mayor Joseph Magoffin
Aldermen Dieter. Daugher. Schuster & Buchanan
Asst Marshal Geo Harris. A quorum present the Council proceeded to business.

On motion. Carried. an appropiation of the sum of $2740.52 was made out of money not already appropiated to pay off the following accounts. and the City Clk. directed to draw warrants on the Treasurer to cover - to wit:

Account	Flood & Blum for Sick & Pauper Aug 10th 1883		15 00
"	Forby & Russell " Furnd Thos Wood July 15th "	Paid	95 00
"	W A Irvin Medicine May 8th "		7 15
"	W A Irvin "		3 00
"	Joseph Magoffin for nursing Sick & pauper Aug 16th "		6 00
"	Nicolasio Ca " Coal Pest House May 5th "		1 25
"	" " " Stationery		1 25
"	J M Kinne " board for pauper July 10th to 15th "		15 00
"	C M Powell Asst-City Engr clerking Aug 1883	Paid	45 50
"	Chas C Santefaus for City Hospital May 10th to July 27th		15 80
"	O C Irvin Ass't City Physician Ambs & Line Mexican July 14th 1883		25 00
"	A T & S F Ry Co Freight Fire Department July 8th to Aug 6th		159 26
"	A H Sheldon As Clerk of Election Aug 14th 1883		3 00
"	J M Vester " " " " " " "		3 00
"	W C Madden " Special Police 16th to 22nd Aug	Paid	20 00
"	Geo Harris Work done on Streets July 16th		2 50
"	Palace Drug Store Medicine		2 25
"	Rio Grande Pharmacy Medicine June 15th July 14th		29 10
"	" " " " 28th " 21st		21 45
"	Diamond Co Dining Room 7 meals for Hospital		3 50
"	Waters Pierce Oil Co Oil for Fire Dept. July 3rd		4 95
"	C A McElroy nursing Bullock July 30th		6 00
"	Buchanan & Lightner Repairs on Mayors Office 21st to 28th July		14 50
"	" " " " " " June 11th		1 60
"	Russell Bros for Lime 2 bbls 24th Dec		4 25
"	Fred J Miller for Fire Dept June 7th		92 00
"	" " " " " " " "		178 40
"	" " " " " " July 2nd		625 00
"	Gutta Percha & Rubber Manf'g Co July 3rd		1070 00
"	White & Davis for Pest House		2 00
"	Knickerbocker Ice Manf'g Co Fire Dept.		26 00
"	" " " " " "		102 00
"	J Haas Current Expense for Office		1 25
"	" " " Hospital		17 35
"	Chas C P - for Fire Dept		90 51
"	Texas News Co " "		7 50
"	Geo Robertson repairs on City Jail		2 50
"	Benj Schuster Co		20 70
	Total Aut accts.		$2704 32

The act against the City in favor of State Nat'l Bank in the sum of $2400.00 for rent of rooms for City Engineers from 1st Aug 1882 to 1st April 1883 was presented and on motion Council refused to finance same

The Comee on the acct of The El Paso Water Co asked further time. On motion Carried further time was granted said Comee in which to make a report.

The Report of the City Engineer presented and read. On motion carried was refered to Comee on Streets Grades &c

An Ordinance providing for the removal of obstructions from Streets, Squares &c was presented and read.
Moved & seconded that the City Atty be instructed to rewrite said Ordinance as may be necessary to make it conform to Charter powers, and not in conflict with vested rights under former ordinances, and such further changes as in his judgment may be advisable and to report the same at next meeting of the Council. Carried.

A resolution offered by Alderman Bassett in reference to the removal of Mr Glade's house off Utah Street. On motion Carried said resolution was refered to the City Atty, with instructions to report upon the same as to the ownership of the portion of said Street covered by said house.

On motion Carried, the Council took recess until 10 o'clock A.M. 12th Sept.

Council Room 10, o'clock A.M. Sept 12th 1883
The time of recess having expired the Council assembled above day and date. His Hon The Mayor called the Council to order, and directed the Clk to call the Roll. The following members present. His Hon Jos Magoffin Mayor Presiding, Aldermen Dieter, Daugher Schuster and Buchanan. Asst Marshal Harris A quorum present, the Council proceeded to business.

The following Report of the Comee on Street Grades was presented and read.

To the Hon Mayor and City Council
of El Paso Texas.

Gentlemen - Your Comee to whom was referred the communication of Col. Fletcher in relation to Military Cemetery grounds and removal of Bodies therefrom, would report that the bodies of all soldiers have been removed And Col Fletcher informs your Comee that as soon as funds are received the grounds will be fenced in separate blocks in conformable to street lines.

In relation to communication of Chas L Pierce Chief of Fire Dept. inclosing proposals for the erection of a Bell Tower for the Fire Dept we recommend that the contract be awarded to G D Brower on condition that all timbers are to be dressed for paint at the price named in bid. viz, $150.00 the hanging of the bell to be included.

Signed O T Bassett
Jno Vaughn.

Moved and seconded, that the recommendations of the Comee as to bids, upon the erection of the Bell Tower be carried out - said work to be completed within two weeks from the 12th Sept 1883. And the Chief of Fire Dept be instructed to close the contract with Mr Brower as recommended by the Comee Carried -

Moved and Seconded, that the communication from Col Fletcher be read and filed. Carried.

The following resolution. On motion was adopted
Resolved. That the A T and S F Rwy Co are hereby respectfully requested at an early day to grade up the approaches and planks over El Paso Street at least 30 feet in width where their track crosses the same, and that they require their Engineers to give due notice to the traveling public when approaching and crossing said street by ringing their bell - And

the City Clerk is hereby directed to transmit a certified copy of this Resolution to the Supt of said Road and ask an answer

Signed O Bassett
Jno Daugher.

The following Resolution on motion was adopted -
Resolved.

That the G H and S A Rwy Co are hereby respectfully requested and notified to put a good substantial crossing on Campbell Street, where their tract crosses the same. and that the crossing for the present be not less than 30 feet in width, and the City Engineer is hereby directed to lay off said street and drive stakes to show the same and give notice to the Supt of said Road. and that the same be done without delay.

The City Clk is hereby directed to transmit a certified copy of this Resolution to Mr James Campbell Supt at El Paso.

Signed O Bassett
Jno Daugher.

Communication from Joseph Greeny. On motion Carried was refered to Comee on Streets Grades &c.

The following bond of City Clerk O B Beall was accepted and ordered filed.

The State of Texas
County of El Paso } Know all men by these presents that we O B Beall as principal and T J Beall and B H Davis as securities, are firmly held and bound unto Joseph Magoffin Mayor of the City of El Paso and his successors in office in the penal sum of Five Hundred dollars, the payment of which well and truly to make, we bind ourselves our heirs, executors and administrators.

The condition of the above obligation is such that if the above bounden O B Beall who has been appointed City Clerk of the City of El Paso State of Texas, shall faithfully perform all the duties required of him

by law then the above obligation to be null and void. otherwise to remain in full force and effect

Given under our hands this the 22nd day of Aug A.D. 1883

Signed

C B Beall
T J Beall
A St Louis

The following bond of the City Atty. was on motion. accepted and ordered filed.

State of Texas
County of El Paso
City of El Paso } Know all men by these presents that we J A Buckler as principal and R F Campbell and W B Brooks as his sureties are held and firmly bound unto Joseph Magoffin Mayor of the City of El Paso and his successors in Office in the sum of Five Hundred dollars. for the payment of which we bind ourselves our heirs & executors.

The Conditions of this obligation are such that whereas the above bound J A Buckler has this day been duly elected & qualified as City Atty of the City of El Paso. Now therefore should he the said J A Buckler well & truly perform and discharge all duties incumbent or that may become incumbent upon him as such Officer. then this obligation to be and become null & void otherwise to be & remain in full force and effect

Witness our hands this 22nd day of Aug 1883

Signed

J A Buckler
R F Campbell
W B Brooks.

Moved and Seconded That the Council proceed to discuss the Ordinance providing for an election for the purpose of issuing bonds of the City. to build a City Jail with Offices attached Wash Park House and Hospital - Carried -

The Ordinance was then put upon its passage and passed all Councilmen voting in favor thereof.

Said Ordinance is in words and figures

as follows.

An Ordinance to provide for an election to be held in the City of El Paso, to determine whether or not the City shall issue bonds for the purpose of constructing a jail with offices attached for the use of City officers, and also to determine whether or not the City shall issue bonds to provide for the erection of a pest house and hospital.

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

Sec 1. That on the 2nd day of Oct A.D. 1883, there shall be an election in each ward of the City of El Paso, between the hours 8 A.M. and 6 o'clock P.M. to determine whether or not the City shall be empowered to secure a loan to the amount of Fifteen thousand dollars and issue its bonds therefor, for the following purposes, to wit:

1st Six thousand dollars for the erection of a pest house and City hospital, said sum to be apportioned between these purposes as the Council may direct.

2nd Nine thousand dollars for the purpose of erecting a City jail with offices attached for use of City Council and City Officers at which election only those who pay taxes on property and are qualified to vote for City Officers, shall vote.

Sec 2nd The Mayor and City Council shall at least ten days before the election, appoint Judges of election in each ward and designate the places of hold the election of all which the Mayor shall make proclamation at least ten days before said election.

Sec 3rd The Judges in each ward shall appoint a Clerk to assist them in taking and recording the ballot, which Judges and Clerks before entering on their duties take the following oath. "You do solemnly swear that you will well and truly conduct this election without partiality or prejudice and agreeably to law, according to the best of your ability.

Sec 4. The Clerk shall keep a poll list upon which he shall write the name and number of each voter at the time he votes, and one of the Judges shall receive the ballot and at the same time write the voters number corresponding with the number on the Clerk's poll list and shall immediately place the same in the ballot box.

Sec 5. Immediately after the closing of the polls the Judges shall in the presence of two qualified electors count the votes but no ballot not numbered shall be counted, but such unnumbered ballots shall be preserved by the Judges and returned to the Mayor. When the ballots are all counted the Officers of election shall make out the returns signed by the Judges and Clerk and place them in a sealed envelope and deliver by them to the Mayor, together with all the ballots cast; who shall at the next regular meeting, at any regularly called session of the City Council delivery the returns to the Council and the result of the election shall be declared and official notice be given in the Official newspaper of the City.

Sec 6. The ballots shall be written or printed on plain or white paper and contain thereon the words "For the issuance of Six thousand dollars in bonds for poor house and hospital" and those intended to express opposition to the proposition shall have the same words substituting the word "against" for the word "for" the other ballot upon the jail and City Offices proposition shall have the words "For the issuance of Nine thousand dollars in bonds for jail and to the Offices" or "Against the issuance of Nine thousand dollars in bonds for jail and City Offices". Each proposition shall stand or fail by itself without reference to the other.

Sec 7. This Ordinance shall take effect immediately upon its approval by the Mayor or over its passage over his veto.

Passed Sept 12th 1888
Approved Sept 12th 1888

Attest
O B Brady
City Clerk

Signed Joseph W Hoyt
Mayor.

Report of Asst. Marshall J B Gillett present and read the Council on motion. Carried - ordered said report filed -

On motion - carried. the Council took recess - until 4 o'clock P.M. the 12th Sep 1883.

The Council convened this the 12th day Sep 1883. at 4 o'clock P.M. the Mayor ordered the roll called. the following members were present. His Hon. Joseph Magoffin Mayor. presiding Aldermen Dieter. Daugher. Schuster and Buchanan Asst. Marshal Geo Harris.

The Mayor called the Council to order. a quorum being present - and proceeded to business -

The following proclamation of the Mayor was presented and read - And on motion Carried - was ordered printed in the official news paper of the City - to wit:

By virtue of the power vested in me as Mayor of the City of El Paso, and in conformity with an ordinance of the City Council. I hereby order an election held in the City of El Paso on the 2nd day of Oct A.D. 1883. to determine whether the City shall be empowered to secure a loan of Fifteen thousand dollars and issue the bonds therefor for the following purposes -

1st Six thousand dollars for the erection of a pest house and hospital. the sum to be apportioned between the pest house and City hospital as the Council may direct.

2nd Nine thousand dollars for the purpose of erecting a City jail with offices attached for use of City Council and City Officers.

The proposition for the Six thousand loan and the proposition for the Nine thousand dollar loan shall be voted for separately

The ballots to be printed on written or plain white paper. those favoring the proposition for Six thousand dollars shall have these words. "For the issuance of six thousand dollars in bonds for pest house and City hospital Those opposing the proposition some words substituting the word "against" for the word "for". Those favoring the Nine thousand dollar proposition

shall bear the words. "For the issuance of Nine thousand Dollars in bonds for Jail and City Offices" those opposed to this shall bear the words "Against the issuance of Nine thousand dollars in bonds for Jail and City Offices"
Only those who pay taxes upon property in the City and otherwise qualified voters in the City shall vote.
The election shall be held between the hours of 8 o'clock AM and 6 o'clock P.M. and shall be conducted agreeably in other respects to the general law. the election shall be held in the following places and by the following Officers of election. To wit:
In 1st Ward at Engine House No 2. As presiding Officer at 1st Ward F P Coates, and Judges. Isaac Blum and Salomon Schutz. In 2nd Ward. Hd Quarters Fire Dept Presiding Officer W G Walz. Judges T D Newton and Jas Feeney. In 3rd Ward. At O T Bassetts Office at Lumber yard. Presiding Officer J T Brown. Judges L Q Stanton and J W Tapp.
Given under my hand this 12th day of Sep A D 1883.
Attest
Signed C B Ball
City Clerk.

Signed. Joseph Magoffin
Mayor

A communication from the board of School Trustees informing the Council of a vacancy in the board by the resignation of Jno Daugher and O T Bassett. was read and ordered filed.
On motion Carried the Mayor was requested to issue his proclamation for an election to fill said vacancy.
The following Proclamation by the Mayor was then presented and read. On motion same was accepted by Council and ordered published in the Official Newspaper of the City. Said Proclamation is as follows. to wit:
By virtue of the authority in me vested as Mayor of the City of El Paso, I hereby order an election to be held in the City of El Paso on the 2nd day of Oct A D 1883 being the 1st Tuesday of said month for the purpose of electing two trustees to fill the vacancy created by the resignation of Jno Daugher and O T Bassett. which election shall be held as required by the Charter between the hours

of 8 o'clock A.M. and 6 o'clock P.M. and the returns thereof made in the time and manner required by law. For the purpose of holding said election and making the returns thereof. I hereby appoint as presiding Officer of 1st Ward F.P. Clark and Judges Isaac Blum and Solomon Schutz. As Presiding Officer of 2nd Ward W. E. Walz and Judges T. L. Newton and Joseph Sweeny and as Presiding Officer of 3rd Ward J. B. Bower and Judges C. A. Stanton and J. W. Tays. Which Officers shall select two Clerks in each Ward to aid them in conducting said election.

The following places are hereby designated as the voting places in each ward, to wit:
In 1st Ward Engine House No 2.
In 2nd Ward Hd Quarters F. Dept.
In 3rd Ward C. T. Bassett Office.
Given under my hand this 12th day Sept 1883
Attest Signed Joseph Magabbin
O. B. Beall Mayor
City Clk.

Report of City Physician presented and read. Same on motion Carried. Was referred to Comee on Health.

Communication from Chief of Fire Dept. On motion Carried - was referred to Comee on Fire and Water

Propositions from Mr J. B. Leahy. read and on motion Carried was referred to Comee on Health.

Petition of Ex City Clerk Kahn read and on motion Carried. Was ordered filed and Mr Kahn requested to make a statement of the Financial Condition of the City up to 1st day Sept 1883.

By unanimous vote Alderman Buchanan was elected Mayor pro tem during the absence of Mayor elect.
On motion Carried the Council

Took recess until 4 o'clock P.M. Monday 17th Sep 1883.

Approved
Joseph Magoffin
Mayor

Attest
O B Beall
City Clk.

Council Room
El Paso Texas Sep 26th 1883

The Council met at 4 o'clock P.M. above day and date pursuant to the following call.

To the Aldermen of
the City of El Paso

Gentlemen,

By virtue of the authority in me vested as Mayor of the City of El Paso. I hereby summons you to attend a meeting of the Council at the Council Room this 4 o'clock P.M. 26th Sep 1883 for the purpose of attending to unfinished business, such as reports of Comm^ns. Also will come up for your consideration. two ordinances One providing for the speedy collection of the tax for this year. and One defining the duties of Street Commissioner &c.

Given under my hand and seal of the City 26th Sep 1883

Signed Joseph Magoffin
Mayor

Attest
O B Beall
City Clk.

The Mayor called the Council to order and ordered the Roll called - which resulted as follows.
His Hon Joseph Magoffin present.
Aldermen Schuster, Buchanan, Daugher and Dieter were present. Marshal J W Boring present - A quorum being present. the Council proceeded to business.

The minutes of several preceding meetings read and on motion. seconded were approved.

x An ordinance providing for the prompt collection of the taxes levied for public schools in the City of El Paso

Sec 1 Be it ordained by the City Council of the City of El Paso. That all persons or Corporations who have not paid the taxes heretofore assessed for the benefit of the Public Schools. of the City of El Paso are

required to pay the tax levied for said purpose on or before the 20th day of October A.D. 1883. It is the duty of the Assessor immediately after this ordinance goes into effect to publish a notice in the Official News paper of the City requiring all persons or Corporations liable for said tax to pay the same within the time prescribed above and immediately after this Ordinance goes into effect make the demand for payment as required in Sec 123 of the City Charter.

Sec 2. If any person, persons or Corporation fail or refuse to pay the tax imposed until after the 20th day of October A.D. 1883. it shall be the duty of the Assessor to immediately seize, levy upon and proceed to sell so much of the real and personal property belonging to such person, persons or Corporation as may be sufficient to satisfy such delinquent taxes and costs, which costs except as otherwise provided in the City Charter and Ordinances, shall be the same as provided by General law of this State in similar cases, and the sales and proceedings antecedent thereto, shall conform to the General law except as may be herein or in the Charter otherwise provided. But when demand for payment is required by the City Charter that shall first be made before any levy or sale is made. Where no demand is necessary the levy shall be made at any time after the 20th day of October A.D. 1883 The Assessor's notice having been published and sales made as in other cases. The Assessor shall note on his books the date of demand and notice, but failure to do so shall not invalidate his sales.

Sec 3. This ordinance shall be published by posting printed copies signed by the Mayor and Attested by the Clerk with the City Seal, in at least three public places in each ward and by making publication in one issue of the City Official News Paper, and be in force from and after the expiration of five days from day of publication. The City Marshal shall see to it that the notices required are posted at once and report to the Clerk in writing for record the date of posting. The Clerk shall make an entry of the date of publication in the News paper.

X

Passed Sept 26th 1883.
Approved Sept 26th 1883
Signed Joseph Magoffin
Mayor.

Attest
O B Beall
City Clk.

The above ordinance being put upon its passage, was duly passed all Aldermen voting in favor thereof.

The following resolution was offered by Alderman Schustich to wit:

1st Resolved that the City Tax Collector be instructed to receive Warrants on the Treas: of the City of El Paso in payment of taxes to the general fund of the City. where the Voucher or Warrant does not exceed the amount due by the Applicant to the said fund. But no Warrant shall be received in payment of taxes for School purposes

2nd That the Treasurer shall receive from the tax Collector. Warrants taken in payment of taxes and give the proper credits therefor the same as if the respective amounts had been paid in Cash

3rd That all Warrants so taken in payment of taxes shall be endorsed. I hereby assign to J A Ashford tax Collector the within Warrant in payment of taxes assessed against me for the general fund of the City of El Paso Texas.

<Signed>

The above resolution on motion seconded. was adopted by the Council.

On motion. the following Bonds were accepted and ordered filed. To wit:

The State of Texas
County of El Paso
City of El Paso Tx. } Know all men by these presents that we S W Boring as principal and F V Hogan and J B Cotton as Sureties are firmly held and bound unto Joseph W Magoffin Mayor of the City of El Paso Texas and his successors in Office in the penal sum of Five Hundred dollars. the payment of which well and truly to make. we bind ourselves and heirs. executors and administrators

The condition of the above obligation is such that if the above bounden S W Boring who has been elected Marshal of the City of El Paso Texas. shall faithfully perform all the duties required of him by law. then the above obligation to be void and void. otherwise to remain in full force and effect

Given under our hands this the 14th day of Sep 1883

Signed S W Boring
Signed F V Hogan
Signed J B Cotton

State of Texas
County of El Paso } Know all men by these presents that we W H Austin as principal and C R Mochicot and A H Davis as Sureties acknowledge ourselves justly

and severally to owe and to be indebted to the City of El Paso in the sum of Twenty five hundred dollars for the payment of which well and truly to be made we bind ourselves our heirs assigns administrators and executors
But this Bond is on condition that whereas said W H Austin has been duly elected Treasurer of the City of El Paso and has accepted and qualified as such Treasurer now if said Austin shall faithfully discharge all the duties of said office, then this bond to be void, otherwise to remain in full force and effect
Tis the 13th day of Sep. 1882.

Signed W H Austin
Signed C R Morehead
Signed B H Davis

An ordinance in relation to Streets, Alleys, Bridges, Causeways, Plazas and Gutters, was presented and read. And on motion seconded was referred to Comm on Ordinances and Rules.
It was moved and seconded, that the Comm on Streets Grades &c be empowered to repair the Streets to the amount of $50.00 - carried
The Comm on Finance returned the following accounts approved, to wit:

John Sorrenson	for stones furnished per contract with City Engineer	Engineer Dept	9150
L C Criss	Wood for City Hospital	Sanitary Dept	450
W A Irvin & Co	Stationery for Office	Current Expenses	575
A L Walcott	Asst City Engineer	Engineer Dept	6125
C M Powell	" " "	Engineer Dept	350
F W Chappel	hauling stone	Engineer Dept	170
O M Summer	as clerk of election 1 day		300
J B Watkins	" " " " " "		300
A Campbell	One bench for hose Co &c	Fire Dept	625
Buchanan & L	work done for	Fire Dept April 28 to July 25	1515
Buchanan & L	" " "	Engineer " July 3rd & 5th	460
Buchanan & L	two Coffins	Public Charity	700
Total amount of accounts			$20720

It was moved and seconded, that the sum of Two hundred and Seven and 20/100 dollars be appropriated out of any money, not otherwise appropriated to pay the above accounts, and the Clerk ordered to draw warrants on the Treasurer to the amt of each account carried.
On motion seconded, the acct of J W Kockler for

rent due by hose No 1 amt $20.00 and acct of W E Neel amt $45.00 for painting done for Fin Dept was referred to Finance Comm.

It was moved and seconded that the Council take recess until 4 oclock P M Sep 27th 1883. Carried.

The time of recess having expired the Council met 4 oclock P.M. Sep 27th 1883. The Mayor ordered the Roll called

The following result

His Honor Mayor Joseph Magoffin present.

Aldermen Schuster. Daugher. Dieter and Buchanan present

Marshal J W Boring present. A quorum present. the Council proceeded to business.

It was moved and seconded. that the Mayor be and is hereby authorized to sell for par. the bonds of the City. which have been heretofore issued for Sewerage and drainage purposes. to the amt of $5000.00 carried.

Moved and seconded. that the acct of J W Toys against the City for the sum of $40.00 be referred to Finance Comm. carried.

On motion carried. the Council took recess until 4 oclock P M Sep 28th 1883.

The time of recess having expired the Council met 4 oclock P M Sep 28th 1883. the Mayor ordered the Roll called.

The following result.

His Hon. Joseph Magoffin Mayor present

Aldermen Schuster. Daugher. Dieter and Buchanan present

Asst Marshall Scotten present. A quorum being present the Council proceeded to business.

The following Ordinance introduced and read. To wit

An Ordinance in relation to Streets. Alleys. Bridges Causeways. Plazas and Gutters.

Be it ordained by the City Council of the City of El Paso Texas.

Sec 1 That whenever any houses. fences. walls or other structures heretofore erected encroach upon or obstruct any Street alley. or plaza. the City Council by its Mayor or Street Commissioner shall give the owner or agent of the property ten days notice to remove the same.

Sec 2 No person shall obstruct or injure in any manner any street. Alley. sidewalk bridge plaza or Causeway in this City. And it shall be the duty of the

Street Commissioner with the aid of the police to prevent such injury or obstruction or cause such obstructions removed at the expense of the party or parties so offending: and any person or persons who shall resist or in way prevent or hinder the removal of such obstructions or injury shall on conviction therefor be fined in any sum not less than five nor more than two hundred dollars. Each and every day he may so hinder or resist shall be a separate offence

Sec 3 It shall not be lawful for any person to deposit or throw in the streets. alleys or plazas or public grounds in the City any dead animal meat of any kind. bones. vegetables slops from laundries. kitchens or elsewhere. bottles. glass. offal droppings of animals or any species of filth or other matter deleterious to health or offensive to the smell. nor in any manner obstruct the drainage of the gutters or streets and alleys. The penalty for violating this Sec. shall be not less than One dollar nor more than ten dollars and the expense of removing same shall be paid by party offending.

Sec 4 It shall be the duty of the Mayor to prescribe all additional necessary rules and regulations for the thorough cleansing of the streets. alleys and public grounds of the City. and may by the consent of the Council employ in any way most economical and beneficial to the City Street Sweepers and Scavengers. who shall be under the direction of the Street Commissioner.

Sec 5 It shall be unlawful for any person. company or Corporation to enter upon and dig any trench or other excavation or make any obstruction on any street highway or plaza of this City without first giving notice in writing to the Street Commissioner specifying what is intended to be done and the place or places where it is intended to be done. which notice shall be filed with the City Clerk. except in case admitting of no delay Provided that nothing contained in this section shall authorize any of said acts not otherwise lawful

Sec 6 Where any person or corporation shall dig any trench or make any excavation. mound or in any manner alter or change the condition of any side walk gutter Street or Alley or plaza they shall protect the same so as to prevent injury while the work is going on. and shall do so with as little inconvenience to the public as possible

and shall promptly repair the same so as to leave such street, alley, sidewalk or gutter in as good condition as possible. Provided nothing contained in this sec. shall authorize any act not otherwise lawful, and in default the City may do the work at the expense of the party offending.

Sec 4 Any person violating the provisions of Sec. 6 or 7. shall on conviction be fined not less than five nor more than One hundred dollars.

Sec 5 Whenever the City Council see fit to order sidewalks or Gutters to be laid down in any street of the City of El Paso and designate the material to be used and mode of construction, the City Engineer shall be notified thereof, he shall ascertain and establish as soon as practicable the proper grade and make a record in his book and shall on application of the owners or agents give direction as to such grade, and shall in one month after inspect said sidewalks and Gutters and make report to the Council stating what work has been done and whether in conformity with the grade and directions of Council.

Sec 6 Whenever any sidewalk or gutter has been ordered constructed the owner of the property abutting thereon or his agent shall be notified of the kind of material to be used and kind and character of work to be done and he shall apply to the City Engineer for the directions as to the grade and if he neglect to cause said work to be done within ten days after such notification, he shall on conviction thereof be fined in any sum not less than five nor more than twenty five dollars, and the Mayor shall order and contract for the supplying of material and doing said work and the contract price shall with eight per cent per annum from date of completion of the work be a lien on the abutting property to be collected as other taxes are on real estate. Provided if ten days be not a reasonable time, the party shall be engaged in obeying in good faith the order, have a reasonable time to comply.

Sec 10 It is the duty of all owners of lots fronting on any Street or plaza or alley to keep the gutters and sidewalks which may be now or may hereafter ordered laid in good order and repair. And if not repaired or put in good order within ten days after being notified by the Street Commissioner he or they shall on conviction be fined in any sum not less than One nor more

than ten dollars for each day the said sidewalks or gutters may remain in bad order after said ten days, and in cases of emergency not admitting of delay the Street Commissioner may with consent of the Mayor order such sidewalks or gutters to be placed in repair forthwith in which case it shall be the duty of the owner or owners aforesaid to begin the work of repair at once and prosecute the same to completion with all due diligence and failing to do so shall be fined as above for each day after the day of notice that he or they may so fail to begin and prosecute with diligence the work of repairing or placing in good order said sidewalks or gutters - provided that if ten days be not a reasonable time, the parties shall have if engaged in good faith in obeying said order a reasonable time to comply with same.

Sec 11 Whenever any notice except as provided in Sec. XVIII is required in this ordinance to be given the owner or agent of abutting property, and no such owner or agent can be found in the City said notice may be made by leaving a copy thereof with any adult person in possession of the premises and by posting a copy thereof at the door of the Mayors Office. If the premises are not occupied then by posting a copy at the Mayors Office door.

Sec 12 Whenever any work for which the owner of abutting property is liable, shall be ordered to be done, and shall not be done the Mayor may in all cases have the same done and the contract price thereof with interest at eight per cent per annum from date of completion of the work, shall be a lien on said property to be collected as taxes on real estate are, and in all such cases an account shall be kept in a book in the Mayors Office showing the work done, the property liable the contract price and date from which interest begins

Sec 13 All pavements and sidewalks now or hereafter to be laid on streets of this City shall be made to conform to a uniform grade and any person laying any sidewalk in or upon the Streets of this City shall before beginning call on the City Engineer to establish the grade of same and parties shall conform strictly thereto and in the event they do not, then shall on conviction therefor be fined in any sum not less than five nor more than twenty five dollars. And the Mayor

may on report of the City Engineer that there is a want of conformity to the established grade order the same removed and others put down in conformity and if not done he shall order the police force to have same taken up and shall contract for putting down the same in conformity with the grade and the contract price with interest at eight per cent per annum from completion of work shall be a lien on the abutting property to be collected as other taxes on realty.

Sec 14 That the Ordinance passed by the City Council on Apl 9th 1888 prescribing the width of sidewalks to be thereafter constructed shall be one fifth the width of the streets is hereby repealed and it is ordained that the width of all sidewalks hereafter constructed shall be as follows. On streets 70 feet in width the sidewalks shall be 10 feet. Streets having a width of 80 feet the sidewalk shall be 12 feet in width on streets having a width of 90 feet the sidewalks shall be 14 feet 100 feet or more the width of sidewalks shall be 16 feet

Sec 15 When any building shall be erected or rebuilt on any street or alley in this City the front wall of said building shall be erected on line established by City Council so as to have uniformity in width of sidewalks. Where said line has not been heretofore established the party about to engage in building shall first apply to City Council to have same established before beginning erection and where any person shall begin said work, without first procuring said line to be established he or they shall on conviction thereof be fined in any sum not exceeding ten dollars and when it shall come to the knowledge of the Street Commissioner that any person or persons are engaged in such building on streets or alleys where the line has not been established to notify such person or persons to desist and if the notification is not complied with to arrest all persons engaged in erecting said buildings and bring them to Trial and each day the work of erection shall go on shall be deemed a separate offence until said line is established and after said line is established if any person or persons are engaged in building on a line not in conformity with the established one it shall be the duty of the Street Commissioner to call on the City Engineer to ascertain if the established line is being conformed to, and if not to interfere and prevent the further prosecution

of the work by arrest of all person or persons so engaged in erecting said building, if they fail to desist therefrom after being ordered so to do, and he or they shall be fined as above stated each and every day they may so fail being deemed a separate Offence including the day of notification the police force shall assist the Street Commissioner when called on to enforce any section in this Ordinance imposing any duty on the Commissioner

Sec 16 It shall be unlawful for any person, persons or Corporation to erect any sign post or fender on any Street, alley or plaza in this City or to use any post or column for the support of any awning, shed or portico built on any Street or alley less than 60 feet in width. Such sign posts, fenders, posts or columns are declared to be obstruction and may be removed as provided in Sec 2 of this Ordinance at the expense of the party so offending

Sec 17 If any person shall lead, ride or drive or cause to be led ridden or driven any animal upon any sidewalk or drive or cause to be driven any carriage or vehicle drawn by animals on or upon any sidewalks except at authorized crossings or in any manner injure the same, he shall be fined in any sum not less than One dollar nor more than twenty dollars

Sec 18 When any work is ordered to be done or may be done at the expense of any party as herein provided such expense with interest at rate of eight per cent per annum from completion thereof may be recovered by suit against the party, but this shall not interfere with any other remedy herein provided, an account of all work of any kind done by the City with date of completion shall be filed with the City Clerk and where any work done by the City is declared to be a lien on abutting property such lien shall date from the beginning of such work, and it shall be the duty of the Tax Collector and Assessor from and after the expiration of ten days from demand by him made on the owner or his agent for payment if to be found and if not to be found by leaving written demand with any adult person in possession of the premises to seize, levy upon and sell so much of said abutting property as may be necessary to pay the delinquent amount and all costs, the Costs to be as provided by general laws of State in similar cases, when

otherwise provided in Charter and Ordinances of this City. When there is no known owner or agent and the premises are not occupied the demand may be made by notifying all persons claiming any interest in the property liable describing the same with amount and when due. to pay the same within thirty days after date and posting of said notice at the door of the Mayors Office and if not paid in the time specified proceedings shall be had as in other cases.

Sec 19 Persons engaged in making any improvement or building on any Street or alley, may deposit on the same, building material, for a reasonable length of time in such manner as may be least inconvenient to the public, but they shall not accumulate upon the Streets or alleys an amount more than may be reasonably necessary for the exigencies of construction as it progresses and such persons shall comply with any reasonable requirements of the Street Commissioner in such matters, whose duty it is to see that this privilege is not abused.

Sec 20 If the City shall suffer any damage directly or indirectly by suits or recovers against it or otherwise occasioned by violation of any of the provisions of this ordinance by any person or Corporation, such person or corporation shall be liable to the City in Civil suit for all said damages as well as costs incurred by the City, but this provision shall not effect any criminal prosecution herein provided for.

Sec 21 It shall be the duty of all persons to keep their premises in a clean healthy condition and any person whose premises are not in such condition, shall immediately proceed to place them in such condition by cleaning them up, removing any filth, deodorizing and cleaning out privies and vaults and it is made the duty of the City Marshal and the police force under his direction to thoroughly inspect the Sanitary condition of all private grounds and premises and if the same are not in cleanly condition to notify the occupant or owner in what respect they are wanting attention and it shall be the duty of the occupants or owner to proceed with diligence to correct the evil in a reasonable time. When premises are rented the duty rests with the occupants to keep them in good Sanitary condition. Any person failing to remedy the evil so painted out shall be fined on Conviction therefor in

any sum not less than one nor more than ten dollars for each and every day he may so fail after the expiration of a reasonable time from said notice and the City Marshal may in addition thereto have the premises thoroughly cleansed at the expense of the party so offending

Sec 22 It shall be the duty of the Street Commissioner to supervise all work done upon the streets alleys and public grounds of the City. contract all workmen employed thereon. keep account of the time and amount and cost of material and make report of the same at each regular meeting of the City Council and to see that the streets alleys and public grounds are kept free of filth and to conform to the rules and regulations of the mayor in keeping the same clean and when any of the things named in sec three are found upon any street he shall cause the same removed at the expense of the party offending.

Sec 23 It shall be the duty of the Street Commissioner also to exercise general supervision over the construction of all railways which may at any time hereafter be constructed to run through the streets of the City. to notify that they conform to the proper grade of such streets as may be established by the City Engineer so as not to impede the passage of carriages or other vehicles through said streets and in case of any violation of contract by any party or parties invested by the City Council with the right to construct such railways through the streets of said City. it shall be the duty of the Street Commissioner to forthwith notify the City Engineer and report the same to the City Council.

Sec 24 It shall be his duty in case the City Council contract with private parties for any public work to generally supervise the same and to see that said contract or contracts are faithfully performed and in case of any violation of said contract to report the same to the City Council he shall have specially in charge the prevention or erection of any obstruction in the streets alleys plazas parks or other public places of the City and he will remove or cause the same to be removed

Sec 25 It shall be the duty of the Street Commissioner to daily inspect the streets public highways and grounds of the City and to see that all the provisions relating thereto be strictly observed and to report to the Mayor all infractions thereof. and he shall do and

perform such other duties as may be required of him by the Mayor.

Sec 26 It shall be his duty to report to the City Council at least once a month, making such suggestions as he may think proper in regard to the improvement of or removal from any street of any building or obstruction of a permanent nature requiring special action of the City Council under the ordinances for appraisement and condemnation and such other suggestions in regard to the condition of the streets of the City as he may think proper, and the City Council may require him to report at any time and on any subject connected with the streets of the City that they may desire.

Sec 27 It shall be his duty whenever called upon by the City Council to personally supervise any and all grading, widening, altering or improvements in or of any street, alley or place in the City, and to see that the grading in every case shall conform to the alignments fixed by the City Engineer. He shall superintend the construction of all bridges, culverts and sewers that the City Council shall order constructed and shall see that all improvements or alterations of any street or alley are made in conformity with the contract under which the same is done

Sec 28 It shall be his duty to see that the streets and public passages of the City are kept in a safe and passable condition, and for that purpose he shall have power to do or to cause the same to be done at the expense of the owners of the property, whose duty it may be to make the repairs necessary to place and to keep such streets or public passages in a safe and passable condition - by notice and other wise as herinbefore provided in other cases

Sec 29 This Ordinance shall take effect and be in force from and after its passage and approval and publication

Passed and Approved Sept 28th 1883

Attest Signed Joseph W Mogatt jr
Mayor

Sgmd C B Beach
City Clk.

The foregoing ordinance was put upon its passage and passed all the Aldermen voting in favor thereof -

It was moved and seconded that the Mayor

and Alderman Schuster be appointed a Committee to negotiate for land upon which to build the Pest house Carried -

On motion, Carried, the Council took recess until 7 o'clock PM Oct 2nd 1883.

Approved
Joseph Magoffin
Mayor

Attest
O B Beall
City Clk.

Council Room
El Paso Texas Oct 1st 1883.

Council met pursuant to the following call

To the Aldermen of
The City of El Paso. Gentlemen.

By virtue of the authority in me vested by the Charter of the City of El Paso Texas. I hereby call you to assemble at the Council Room this PM 4 o'clock for the purpose of counting the vote of the election held in the City of El Paso on the 2nd Oct 1883. and such other business as may come before your body touching said election

Respectfully
Oct 1st 1883 Signed Joseph Magoffin
Mayor

Attest
O B Beall
City Clerk.

The Mayor directed the Clerk to call the roll. And the following members answered to their names. Viz Joseph Magoffin Mayor present. Aldermen Buchanan, Davis, Bassett, Laughlin, Dietz and Schuster present. Marshall Sir Boring present. Council proceeded to business.

The following motion, seconded - Opposed by Buchanan. to wit: This day the Council met to canvass the vote and returns of the recent election held to determine whether the City should issue its bonds for the construction of Pest house and Hospital and for City Jail and Offices. it appearing to the Council that said election and returns on informal and that the polls were not opened at two of the precincts until four or five o'clock P M. it is ordained by the City Council of the City of El Paso that said election be set aside and held for