

Session of Oct 31st 1872

This Session Opened at 1/2 past 7 O'clock P.M.
 present H. K. O'Malley President and Councilmen
 Macey Valdez Beaudry Ferguson Fred Workman
 and Gunnison

The minutes of the meetings of the
 1st and 2^d were read, and the minutes of
 Oct 1st the 1st were amended ^{to} insert in the
 proceedings ^{the} draft of a Contract which was
 annexed to an Ordinance giving Mr. P. Beaudry
 the right of way to lay pipes through the streets
 of the City and to sell surplus water, the draught
 of the agreement reads as follows:

This Indenture made this 27th
 day of October, in the year 1872, in the City and
 County of Los Angeles, and State of California, between
 the Corporation known as the Mayor and Common
 Council of the City of Los Angeles, Party of the first
 part, and P. Beaudry, Party of the second part
 Witnesseth.

That the said Party of the first
 part, for and in consideration of Five (\$5.00) Dollars
 gold coin of the Government of the United States
 the receipt of which is hereby acknowledged, and in
 conformity to the laws and Ordinances of said City
 and the acts of the said Common Council, authorizing
 the same, has granted and conceded unto the said
 Party of second part, his heirs and assigns forever
 the right of way across, through and along the streets
 of the Party of the first part, for water pipes for the
 conveyance of water for the use of the said Party of
 the second part, and his Successors in interest, and
 the Citizens of this City to whom he may sell or give
 water; and the privilege of laying the said pipes in
 said streets, and of constructing and excavating the
 soil of said streets for the purpose, and for the
 purpose of repairing said pipes. Provided

That the laying of said pipes and the repairs
 thereof shall be done in such manner as to cause
 no unnecessary inconvenience to the public

That when commenced, it be promptly finished and the Streets restored to as good Condition as before the disturbance thereof. Provided Always, That the party of the Second part, is not hereby authorized to sell water in any event, in any portion of said City, except what is known as the hilly section thereof, and where, so far, no water pipes have been laid.

In testimony whereof the party of the first part has authorized Cristobal Aguilera, the Mayor of the City of Los Angeles, to Sign his name for, and in behalf of the said Mayor and Common Council of the City of Los Angeles, and to fix thereto the Seal of the Corporation aforesaid which is done the day and year first above written.

After the above amendment the for minutes were by a vote of the Council approved.

The following Message from the Mayor was then presented and read.

Mayor's office

Oct 31st 1872

To the Hon President and Common Council of the City of Los Angeles

Gentlemen

I return to you without my Signature and approbation a Contract giving Mr. P. Beaudry the right of way to lay pipes across the Street of the City, and to sell Surplus Water by boring Wells, passed by Ordinance at the Session of Oct 24th 1872.

My reason for this action is that that a previous Ordinance and Contract with the Los Angeles City Water Work Company is in existence which Ordinance and Contract expressly stipulates that the City has no right and cannot make another Contract giving the same right and privileges the said Water Company enjoys during the time of the franchise of the said Water Company.

The Contract of the said P. Beaudry submitted to me for my Signature does simply mention Wells and not artesian wells.

The Contract was then read.
 Dr Griffin said the document did not state where the water was coming from, if it were inserted, that the water should not be procured from the river and Zaufas. his Company would have no objections.

Mr Beaudry said he thought the Ordinance should stand, as he was willing to give every guarantee to the water Company that he, his heirs and assigns would convey all his rights and privileges to the water Company whenever they saw fit to reimburse him for what he had expended.

Mr Beaudry offered to insert in the Contract that he ^{would not} use water of the Los Angeles river in his pipes.

Mr Davidson said he saw nothing to gain by amending the Ordinance. The water Company had certain rights which Mr Beaudry nor any one else could interfere with.

Dr Griffin remarked, Why not include the Zaufas as well as the river?

Mr Beaudry then said he thought this Council was elected by the people to guard their interests, and act without outside advice but he found that whenever a proposition was made for the public benefit opposition was met with from somewhere. Now could anybody expect that he would have bought that little property, if he thought he was going to be prevented from getting water, these objections were ridiculous.

The following was then introduced to be inserted in the Contract

Provided that the said Beaudry, his heirs and assigns, does not take the water from the bed of the Los Angeles river.

President O Melvany remarked that if the amendment was added, the Ordinance would have to be submitted again to the Mayor.

Mr Beaudry moved that all the proceedings ^{had} with regard to the Ordinance and Contract be withdrawn, with the exception the receiving of the Mayor's message. Carried.

The Mayor reported that he had collected 20⁵⁰ in ass't of fines.

On motion the report was received and placed on file.

The Mayor also reported that he delivered to the Zafiro water permits for 668²⁵ that the Zafiro sold \$1186²⁵ and returned 431⁵⁰ Balancing his account.

On motion of Mr. Ferguson the report was received and placed on file.

The Finance Committee reported that they find the Marshals reports for the collection of taxes and Licenses correct.

On motion of Ferguson the report was received and placed on file.

Mr John Goldsworthy tendered his resignation, as City Surveyor and Engineer.

Which on motion of Mr. Dunsen was accepted.

The following Ordinance was then presented and by a vote of the Council adopted. The Ordinance, to abolish the office of City Surveyor and Engineer.

The Mayor and Common Council of the City of Los Angeles do Ordain as follows.

That the office of City Surveyor, or City Engineer heretofore created is hereby abolished, and the Ordinance, creating the same is hereby repeated.

This Ordinance shall be in force from and after its passage approval and publication.

An Ordinance was introduced extending the time for the collection of City taxes.

On motion of Mr. Beaudry the same was laid on the table.

See 1

See 2

A Communication was received from Dubourdieu, asking to withdraw his proposition, in reference to the payment of his claim, against the late water Commission.

On motion of Mr. Ferguson, the same was laid on the table.

Mr. J. Goldsworthy made a report with reference to the changing of the grade on Marchipawell Main, Talbot and Alameda Streets.

On motion of Mr. Ferguson, the report was received and action on the same postponed, and that the Committee on Ordinances prepare an Ordinance in conformity with the report.

The following bills were presented and on motion referred to the Finance Committee.

Askie & Melzer,	67 00
Wm. Turner,	5 75
J. Warner,	10 00
O. McElroy & Hazard	100 00
Wm. Rowland	149 38

The Finance Committee asked for further time to report on certain bills which on motion was granted.

Mr. Ferguson moved that the Clerk be instructed to procure the delinquent list for the two last years and make a report of the same at the next meeting of the Council. Carried.

Mr. Braudry stated that a contract was made with Mr. Copley to fill in the sidewalk on the South Side of Turner Street along the property of Mr. Sigouret and Mr. Sigouret refuses to pay for the same and he therefore would move that the Clerk be instructed to issue to Mr. Copley the necessary warrant according to the Ordinance.

Mr. Ferguson moved that the City employ Council, to assist Mr. Copley in

Collecting his dues from Mr. Sigourney
The Finance Committee reported
favorable on the Bill of Mr. J. Hansen for 75⁰⁰

On motion of Mr. Drummison the
report was received and the Bill ordered paid.
On motion of Mr. Ferguson the
fire and water Committee were instructed to
make the necessary arrangements to keep
the City horses in the rear of the Engine
house, so that in case of necessity the
fire Engine may be hauled by them,
after which the Council
adjourned until Nov 7th 1872.

NKSO Melvory
Post

Extra Session of Nov 7th 1872.

This Session opened at 1/2 past 7 O'clock
Present Councilmen Campbell Ferguson,
Fred Drummison Workman and Sabichie

The President being absent.
On motion Mr. Ferguson was elected President
Pro-tem

The Election returns for the
transfer of the City Railroad Stock to the
Southern Pacific Railroad Company were presented
to the Council for their action.

The returns of the first ward were opened
and the following result was declared

For the transfer	161 votes
Against the transfer	42 "

The returns of the second ward were opened
and the following results was declared

For the transfer	1824 votes
Against the transfer	72 "

The returns of the 3^d ward were checked
and the following result was declared
For the transfer 329 votes
Against the transfer 40 "

The whole result
For the transfer of the City Stock to the Southern Pacific
Railroad Company 892 votes
Against the transfer of the City Railroad Stock to the
Southern Pacific Railroad Company 1511 votes

The Marshal reported that he has
collected \$1500⁰⁰ out of License tax for the
month of October. On motion of Mr. Sabatini
the report was referred to the Finance Committee.
The following statement of
scrips issued during the month of September,
was presented by the Clerk.

Salary Fund		
C. Aguilar	Mayor	100 00
F. Baker	Marshal	83 34
E. R. Byth	Treasurer	41 66
W. H. Howard	Attorney	50 00
W. K. Krumm	Clerk	100 00
Wm. Sander	Policeman	50 00
E. Kearns	"	50 00
S. S. Gard	"	50 00
S. H. Hartley	"	50 00
J. W. Belderman	"	100 00
S. H. Bryant	"	100 00
Wm. Turner	Co. Ch. Gang	50 00
R. May	"	54 18
L. Babcock	Supt. Streets	50 00
E. Metzke	Doctor	25 00
W. A. Lean	Engineer	100 00
Wm. Turner	Wood Labor	6 00
Griffith Lynch	Lumber	8 87
G. W. Hayes	Supplies for engine	96 00
Perry & Woodworth	Lumber	29 144
		\$1574 49

To Amount Brought forward		1374 49
Salary Fund		
Mc W Childs	Supplies	9 00
C Bred	"	20 39
New Water Fund		
James Mc Eastern	Zaufere	100
Leaguie Rice	Sept, a	75
Mc Bole	"	40
L Eastern	Repairs on Zaufere	200
B W C Buchanan	" " "	50 56
Mc Lyons	" " "	28
John S Nichols	" " "	116 50
Cur Exp Fund		
C W Barton	Printing	9 98
Mcarris & Jacoby	Stationery	51 25
Askie & Metzger	Board City Horses	67 00
Wm Breckin	Stationery	9 75
J N Mc Cigden	Springing	7 50
Wm Mc Person	Coal Ordinance	200 00
Mc King	Shacksmithing	15 00
Tiffany & Co	Printing	39 88
Reynolds	Wack here	5
Wm Rowland	Board Prisoners	90 68
Gas Company	Gas furnished	4 00
Wm Abbott	Coffins	10 00
J Foldsworth	Surveying	20 00
Street Fund		
Perry & Woodworth	Lumber	13 58
Griffith Lynch & Co	"	39 35
Mc W Childs	Supplies	56 60
School Building Fund		
E Mc Kelley	Building Am 3503	68
E F Nyson	Architect	334 00
		<u>\$6477 11</u>

The following is a Statement
of Scrip Expended during the Month of
October 1875

Salary Fund		
C Aquilino	Mayor	100 00
F Baker	Marshal	83 34
		<u>183 34</u>

To And Brought Forward		183 3d
Salary Fund		
J R Butler	Treasurer	41 66
J H Howard	Attorney	80 00
M Krumm	Clerk	100 00
Wm Vaucl	Policeman	80 00
E Harris	"	80 00
J J Gale	"	80 00
J H Hartley	"	80 00
J Bolderman	"	100 00
B H Bryant	"	100 00
Wm Suran	cor Chain Jan	80 00
R Cory	"	80 00
J Babcock	Supl Street	25 00
E Weitzke	Docton	25 00
M D Shaw	Engineering	100 00
Caswell & Ellis	Supplies	32 72
Hellman Hoag & Co	Coal	112 00
Wm Suran	Keels Lake	2 25
G G Hayes	Supplies & Engin	36 00
Wells Fargo & Co	Express Charge	7 50
J N McChackin	Steward	15 00
H G Barrows	Supplies	8 75
L A & S P W & Co	Fright	2 65
Jefferts Lynch & Co	Lumber	16 24
John Shaw	Work Jan	56 00
Curr Exp Fund		
J J Scott	Keel loan & Co	20 00
Madison & Co	Work Jan	11 50
J Goldsworthy	Excavating	60 00
Ray Carlson	apt	8 25
H Culver	"	5 00
J J Carlsten	"	12 50
Gas Company	Gas Jan	8 50
Wm Newland	Board Prison	12 50
A W Potts	Recording	54 30
J W Bartley	Printing	9 98
Steph C Foster	Translaty	20 00
Pete Wilson	Drayage	5 00
		1828 16

So Amt Brought Forward		1828	16
New Water Fund			
James Mc Easter	Zaupre	100	00
Leaquin Riggs	Supply	75	
NO W Childs	Supply	55	25
Street Fund			
J G Jackson	Drinking	30	16
Previously this year		\$2088	57
		34598	13
		\$36,686	70

A Complaint was presented by George Baker, against Officer Harris

On motion of Mr. Salicchi the same was referred to the Committee on Police

A Communication was presented by Wm Mc Pherson stating that he regretted to see that the Council construed his former communications as an insult that he did not intend as such.

Mr. Drayson moved that the Council accept his Communication as a sufficient apology for the insolent manner he adopted the Council before.

A Communication was presented by Mr. J. Jones in reference of getting water on his land.

On motion of Mr. Drayson the Communication was referred to the Committee on Zaufas.

Two separate bids were presented to build the Sewer on First Street one by J. McGill offering to build the same for \$1.50 per linear foot the other by Thos W. Hill who offers to build the same for \$1.62 1/2 per linear foot.

On motion of Mr. Drayson the matter was referred to the Board of Works.

The following Bills were presented and on motion referred to the Finance Committee.

J Morris	10 00
J W Haversick	10 00
J L Morris	10 00
Wm K Bent	10 00
Wm Mc Kee	10 00
W King	8 50
J Ketzker	60 00
Les Aug Gas Comp	8 00
J Meyer	9 25
John Shiao	31 00

Mr Workman moved that Captain
Turner be empowered to use the Chain Gang
and if the Chain Gang is insufficient to hire
men to complete Zangas No 9 Carried
the Chain Calling Mr Sabiche in his place
Mr Ferguson then moved
that the Committee on Zangas together with the
Zangro Confer with the Magistrate and factories
with regard to paying their proportion of
the expenses for keeping the water in the Zangas
and the repairing of the same. Carried
Mr Ferguson moved that
Judge Sepulveda be notified by the Marshal
to remove his place to the proper line on
Main Street within ten days. Carried
Mr Ferguson moved that
the Council give an order on the City attorney
to deliver the delinquent lists of 1870 and
1871 and 1871 & 1872 Carried

After which the Council
adjourned until Thursday Nov 14th 1872

W K B. Melaney
Pres