

1900

# AN ORDINANCE



Providing for an Appropriation to a Library to be Established and Maintained in the .....



## CITY OF HOUSTON.

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# AN ORDINANCE

Providing for an appropriation to a library to be established and maintained  
in the City of Houston.

Whereas, Andrew Carnegie, of Pittsburgh, Pennsylvania, has proposed to donate for the benefit of the people of the City of Houston, fifty thousand dollars for a library building, upon the condition that a site should be furnished by said people of the City of Houston, and upon the further condition that said city should appropriate at least four thousand dollars annually toward the maintenance of a library in said proposed building; and

Whereas, The Houston Lyceum and Carnegie Library Association, a benevolent corporation, is organized to exist under and by virtue of the laws of the State of Texas, for the purpose of procuring a site for the proposed building and receiving the said donation from the said Andrew Carnegie, the articles of incorporation of said Houston Lyceum and Carnegie Library Association being substantially as follows, to-wit:

## HOUSTON LYCEUM AND CARNEGIE LIBRARY ASSOCIATION.

We, whose names are hereunto annexed, do hereby certify that we have associated ourselves together for the purpose of forming a corporation under and pursuant to the provisions of Chapters 2 and 11, of Title 31, of the Revised Civil Statutes of the State of Texas.

## NAME.

Article I. The name of this corporation shall be "Houston Lyceum and Carnegie Library Association."

## PURPOSES.

Article II. This corporation is formed for the support and maintenance of a library, and to promote and encourage literary and scientific study, investigation and undertakings, and to provide a library building suitable for the purposes of its organization.

## LOCATION.

Article III. The business of this corporation shall be transacted and conducted in the City of Houston, Harris County, Texas.

## DURATION.

Article IV. The corporation hereby created shall exist for a period of fifty years.

## NUMBER AND RESIDENCE OF TRUSTEES.

Article V. The Trustees of this corporation shall be nine in number, and the following parties, all of whom reside in the City of Houston, Harris County, Texas, shall compose the Board of Trustees of this Association until the first annual election to be held in the City of Houston on the first Monday in May, 1901, namely: Sam H. Brashear, W.



W. Barnett, H. H. Dickson, Mrs. H. F. Ring, Mrs. W. E. Kendall, N. S. Meldrum, W. H. Clute, W. H. Wilson and A. S. Grant.

A meeting of the Association shall be held on the first Monday in May of each year for the selection of nine trustees, to serve for the term of one year. At this meeting, the City of Houston, acting through the Library Committee of its City Council, shall be entitled to one vote for each ten dollars subscribed or appropriated by it to this Association for the then current year, provided the amount so subscribed or appropriated shall be subscribed or appropriated not less than three months prior to the holding of the annual meeting; and each member of this Association shall be entitled to one vote.

Any person who shall subscribe fifty dollars or more to this Association at any one time shall be a life member of this Association, within the meaning of this Article; and any person who shall subscribe to this Association the sum of three dollars or more during any one year ending with the first Monday in May shall be a member of this Association within the meaning of this Article, and entitled to vote as such at the first succeeding annual meeting after such subscription is made. No other person shall be entitled to vote at such annual or any other meeting.

The Board of Trustees to be selected at the annual meetings to be hereafter held shall be so selected that, as far as practicable, there shall be at least one member on said Board from each the

First, Second, Third, Fourth, Fifth and Sixth wards of the City of Houston, as they now exist.

The Board of Trustees shall have general management of the affairs of this corporation, and shall select one member of their Board as President of this Association, a second member of their Board as Vice President, a third member as Secretary, and a fourth member as Treasurer. The Treasurer shall be required to give a good and sufficient bond payable to this Association, in an amount to be fixed by the Board of Trustees, and to be approved by the President of said Board. The first Board of Trustees shall adopt by-laws for the government of this Association, which by-laws may be changed or amended only by a majority vote cast at any annual meeting of this Association, to be taken in the same manner as is provided for the election of Trustees.

Article VI. This corporation shall issue no capital stock. The assets of the corporation shall consist of donations, subscriptions, books, pamphlets, manuscripts, furniture, furnishings, works of virtue, lots for library building and buildings to be erected thereon. The estimated value of the goods, chattels, lands, rights and credits owned by this corporation, and donations and subscriptions now offered to it, are estimated to be of the value of seventy-five thousand dollars; and the corporation is hereby authorized to receive any additional gifts, donations, endowments, subscriptions, bequests and legacies of either lands, cash, books, manuscripts, apparatus, instruments or of

any other matters or things whatsoever, that may tend to promote or be useful in the promotion of the purposes of this organization.

In testimony whereof, we have hereto subscribed our names, this 31st day of July, A. D. 1900.

(Signed)

S. H. BRASHEAR,  
W. W. BARNETT,  
W. H. CLUTE,  
N. S. MELDRUM,  
A. S. GRANT,  
W. H. WILSON.

State of Texas, County of Harris:

Before me, the undersigned authority, on this day personally appeared Sam H. Brashear, W. W. Barnett, N. S. Meldrum, W. H. Clute, W. H. Wilson and A. S. Grant, all of whom are known to me to be the persons whose names are subscribed to the foregoing instrument, and each and severally acknowledged to me that they executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 31st day of July, A. D. 1900.

(Signed)

JESSE ANDREWS,

(Seal) Notary Public in and for Harris County, Texas.

And, Whereas, The Houston Lyceum, a corporation duly chartered by a of the Legislature of the State of Texas, passed August 26, 1856, has agreed by proper deed of conveyance to convey and transfer to the Houston Lyceum and Carnegie Library Association all of its assets, of whatsoever kind or character belonging to it, consisting of books, pamphlets, periodicals, manuscripts, etc., now owned and

possessed by it, and now situate on the fourth floor of the Mason Building, in the City of Houston, Harris County, Texas; said agreement to convey having been made upon the faith of the assurance and agreement of the City of Houston that it would appropriate and donate the sum of four thousand dollars per annum to said Houston Lyceum and Carnegie Library Association, for the maintenance and support of its library; and

Whereas, The City of Houston is authorized under Section 34 of its charter to provide for a library, and to make appropriations out of the revenues of the city to maintain same; now therefore

Be it ordained by the City Council of the City of Houston:

Section 1. The City of Houston, in consideration of the premises, agrees and undertakes to appropriate each year at least four thousand dollars from its revenues, for the maintenance and support of the Houston Lyceum and Carnegie Library Association, upon the conditions, however, hereinafter set forth.

Sec. 2. The sum of two thousand four hundred dollars, now being appropriated each year by the City of Houston to the Houston Lyceum, shall be hereafter and is hereby appropriated each year to the Houston Lyceum and Carnegie Library Association, until such time as the Houston Lyceum and Carnegie Library Association shall be open in its building to be erected as above contemplated; and the sum of four thousand dollars shall be and is hereby appropriated out of the general fund to the Houston Lyceum and Carnegie Library Association for the year be-



ginning with the opening of the Library in its building to be erected as above contemplated.

Sec. 3. The said Houston Lyceum and Carnegie Library Association shall, after its library building is completed, keep its said library open during each day and until at least 10 o'clock each night, Sundays excepted, and from 2 o'clock p. m. until 8 o'clock p. m., on Sundays.

Sec. 4. No charge shall be made for the use of any books, periodicals, pamphlets, instruments or apparatus in the library of or belonging to said Association, except such as may be prescribed by the Board of Trustees as necessary for the protection and preservation of same from loss or mutilation.

Sec. 5. The Board of Trustees of the Houston Lyceum and Carnegie Library Association shall provide a set of books, in which shall be kept a careful and accurate account of all its receipts and expenditures, and also of all books, periodicals, manuscripts, furniture, furnishings, instruments, apparatus or other property purchased by or donated to it, and a full and accurate account and history of its acts and doings in the management and control of the Association; and all of said books and accounts shall be at all reasonable times open to the inspection of the Council of the City of Houston, or its Library Committee, or any of its authorized representatives.

Sec. 6. Upon the taking effect of this ordinance, and every two years thereafter, there shall be appointed, in the same manner as other committees, three members of the City Council, to consti-

tute a Library Committee, and the Council may fill any vacancy in said Committee. It shall be the duty of said Committee to visit the library of the Houston Lyceum and Carnegie Library Association at least once each month to inspect its books and accounts and see that the provisions of this ordinance are faithfully executed, and to report to the City Council any failure on the part of said Association to properly care for and keep open said library, or any failure to provide suitable books therefor, or any misapplication or misappropriation of any of its funds.

Sec. 7. The plans and specifications for the erection of the building to be erected by the Houston Lyceum and Carnegie Library Association shall be adopted and approved, and the contract for same shall be made by the Board of Trustees of said Association, and the site for said Library Building shall be selected by said Board of Trustees.

Sec. 8. This ordinance shall take effect and be in full force and effect from and after its passage.

Sec. 9. All ordinances in conflict with this ordinance are hereby repealed.

I, Arthur Lipper, city secretary of the City of Houston, Texas, hereby certify that the above and foregoing ordinance was duly passed by the City Council of said city at a regular meeting held September 20, 1900.

Witness my official signature and seal of said city this the 24th day of September, 1900.

(Seal)

ARTHUR LIPPER,  
City Secretary.





